

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.51698 of 2018

Arising Out of PS. Case No.-61 Year-2018 Thana- DANAPUR RAIL P.S. District- Patna

Rajesh Kumar, S/o Late Suresh Paswan, R/o Mohalla-R.Block Chouraha, P.S.
Sachiwalay, Distt-Patna.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Manish Kumar No-2

For the Opposite Party/s : Smt. Sharda Kumari

**CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL**

ORAL ORDER

2 23-08-2018 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in connection with Rail
Danapur P.S. Case no. 61 of 2018 registered for the offence
punishable under Section 30(a) of the Bihar Prohibition and
Excise Act, 2016.

18 lts. of foreign liquor is said to have been recovered
from possession of the petitioner in the train.

It is submitted by learned counsel for the petitioner
that no incriminating article has been recovered from conscious
physical possession of the petitioner. He has no concern with
the seized liquor. He has been falsely implicated in this case by
the personnel of G.R.P. due to some altercation between them



over not coughing demand of graft by the petitioner. There is no compliance of Section 100 Cr.P.C. Though, one more case under Excise Act has been lodged against the petitioner, but he is on bail in the said case. He has been languishing in custody since 10.07.2018.

In the facts and circumstances of the case, the above named petitioner is directed to be enlarged on bail on furnishing bail bonds of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned Special Judge, Excise Act, Patna in connection with Rail Danapur P.S. Case no. 61 of 2018.

(Prakash Chandra Jaiswal, J)

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