

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.52720 of 2018

Arising Out of PS.Case No. -313 Year- 2018 Thana -GOVERNMENT OFFICIAL COMP. District -
EASTCHAMPARAN (MOTIHARI)

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Shankar Thakur, Son of Late Rambahadur Thakur, resident of village –
Jagtiya Pakaridayal, P.S.-Pakaridayal, District – East Champaran.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Umesh Chandra Verma

For the Opposite Party/s : Smt. Reena Sinha

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CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL

ORAL ORDER

2 27-08-2018

Heard learned counsel for the petitioner and learned

APP for the State.

The petitioner seeks bail in a case registered for the
offence punishable under Sections 30(a) and 38(2) of the Bihar
Prohibition and Excise Act, 2016.

16.125 litres of foreign liquor is said to have been
recovered from the garage of the petitioner rented out to him by
Bikki Kumar, said to have been kept there by said Bikki Kumar
having access to the said garage by opening the door on rear side
of his shop and petitioner and said Bikki Kumar were
apprehended.

It is submitted by learned counsel for the petitioner
that no incriminating article has been recovered from the



conscious physical possession of the petitioner. He has no concern either with the seized liquor or any trade of liquor. He had no knowledge of keeping of the said liquor by the said Bikki Kumar who had access to the said garage by opening the door on the rear side of his shop. He has no criminal antecedent. He has been languishing in custody since 10.07.2018.

Considering the facts aforesaid, the above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned Special Judge, Excise, East Champaran, Motihari in connection with Excise Case No. 313 of 2018.

(Prakash Chandra Jaiswal, J)

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