

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.53317 of 2018

Arising Out of PS.Case No. -441 Year- 2017 Thana -BARBIGHA District- SEKHPURA

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Tarun Kumar Rathore, S/o. Amar Singh, R/o. Village- Sherpar, P.S.
Barbigha, District- Sheikhpura.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Dr. Anjani Pd. Singh

For the Opposite Party/s : Mr. Ashok Kumar

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CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL
ORAL ORDER

2 29-08-2018 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 272, 420,353 and 188 of the
Indian Penal Code and Section 30(a) of the Bihar Prohibition and
Excise Act, 2016.

335 litres of foreign liquor is said to have been
recovered from the community hall said to be brought there by the
petitioner and six other accused persons.

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 with the place of recovery or any
trade of liquor. He has been falsely implicated in the case at the



instance of his enemy. He was not apprehended on the spot. There is violation of Section 100 Cr.P.C. He has been languishing in custody since 01.08.2018.

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 1st Additional District and Sessions Judge, Sheikhpura in connection with Barbigha P.S. Case No. 441 of 2017.

(Prakash Chandra Jaiswal, J)

Kr. Uday/-

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