

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.53991 of 2018

Arising Out of PS.Case No. -58 Year- 2018 Thana -KASMA District- AURANGABAD

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Jitendra Kumar, Son of Vijay Yadav, Resident of Village- Sondaha, P.S.-
Banke Bazar, District- Gaya.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Lal Bahadur Singh

For the Opposite Party/s : Smt. Sahin Begam

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CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL
ORAL ORDER

2 31-08-2018 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 of the Bihar
Prohibition and Excise Act, 2016.

4 litres of country made liquor is said to have been
recovered from the motorcycle of the petitioner and petitioner was
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
with the seized liquor. He has been falsely implicated in the case
at the instance of his enemy by planting aforesaid recovery from



his possession. Though one more criminal case under the Excise Act has been lodged against the petitioner, but he is on bail in the aforesaid case. He has been languishing in custody since 25.07.2018.

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 Additional Sessions Judge cum Special Judge, Excise, Aurangabad in connection with Kasma P.S. Case No. 58 of 2018.

(Prakash Chandra Jaiswal, J)

Kr. Uday/-

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