

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.25897 of 2018

Arising Out of PS.Case No. -43 Year- 2018 Thana -PASRAHA District- KHAGARIA

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Kush Kumar @ Chhotu Son of Yashodhar Yadav Resident of Village-
Poura, P.S. Gogari (Poura), District- Khagaria.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Nafisuzzoha

For the Opposite Party/s : Mr. Nityanand Tiwary

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

ORAL ORDER

3 23-05-2018 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 Section 30(a) of the Bihar Prohibition
and Excise Act, 2016.

5.625 litres of foreign liquor is said to have been
recovered from the TVS motorcycle of the petitioner and the
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 enemies. Seizure list does not bear his



signature. He has no criminal antecedent. He has been languishing in custody since 06.04.2018.

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 A.D.J.-III cum Special Judge, Excise Act, Khagaria in connection with Pasraha P.S. Case No. 43 of 2018.

(Prakash Chandra Jaiswal, J)

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