

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.7857 of 2018

Arising Out of PS.Case No. -98 Year- 2017 Thana -RAJAPAKAR District- VAISHALI(HAJIPUR)

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1. ALOK KUMAR RAY @ ALOK KUMAR Son of Shankar Ray Resident
of Village-Gauspur, Bariyarpur, P.S.-Rajapakar, Dist.-Dist.-Vaishali.

.... Petitioner

Versus

1. The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Anil Kumar

For the Opposite Party/s : Smt. Veena Kumari Jaiswal

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

ORAL ORDER

2 13-02-2018 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in connection with Rajapakar
P.S. Case No.98/2017 registered under Sections 272, 273 of Indian
Penal Code and Sections 30A/38(1)(2) and 45 of Bihar Prohibition
and Excise Act, 2016.

350 liters of foreign liquor is said to have been
recovered from the pick up van being transported by the petitioner
Alok Kumar Ray and co-accused Chanchal Kumar @ Sanchal
Kumar, who managed to escape from the vehicle.

It is submitted by learned counsel for the petitioner that
no incriminating article has been recovered from the conscious
physical possession of the petitioner. The petitioner has been



falsely implicated in this case. The informant has not given any identity and genuineness of the source of information of transporting the seized liquor by the petitioner. He has no concern with the aforesaid seized liquor. The petitioner has got no criminal antecedent. The other similarly situated co-accused namely Chanchal Kumar has been enlarged on anticipatory bail by co-ordinate Bench of this court in Cr. Misc. No. 1367 of 2018 vide order dated 10.01.2018. The petitioner has been languishing in custody since 30.12.2017.

In the facts and circumstances of the case, 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 learned 2nd Additional Sessions Judge-cum-Special Judge, Vaishali at Hajipur, in connection with Rajapakar P.S. Case No.98/2017.

(Prakash Chandra Jaiswal, J)

Amit/-

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