

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.24596 of 2018

Arising Out of PS.Case No. -9 Year- 2018 Thana -KOTHIGRAM District- GAYA

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Manoj Bharti Son of Late Tega Bharti @ Tega Bhuiyan, Resident of
Village-Nima, P.S.-Imamganj, Distt.-Gaya.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance:

For the Petitioner/s : Mr. Sanjay Kumar Sharma

For the Opposite Party/s : Mr. Umanath Mishra

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

ORAL ORDER

2 01-05-2018 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 Sections 272 and 273 of the Indian Penal
Code and Section 30(a) of the Bihar Prohibition and Excise Act,
2016.

30 litres of country made liquor is said to have been
recovered from the motorcycle and the petitioner riding on the
said motorcycle was apprehended while other accused person
namely Laxman Yadav managed to escape. .

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 motorcycle in question. The petitioner was riding on the motorcycle of Laxam Yadav taking lift from him and he had no knowledge of keeping of the said liquor in the aforesaid motorcycle by the said accused. He has no criminal antecedent. He has been languishing in custody since 17.03.2018.

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 Act, Gaya in connection with Kothi P.S. Case No. 09 of 2018.

(Prakash Chandra Jaiswal, J)

Mishra/-

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