

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.2287 of 2018

Arising Out of PS.Case No. -120 Year- 2017 Thana -BEN District- NALANDA (BIHARSHARIFF)

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Rahul Kumar, son of Late Raj Kumar Prasad, resident of Village- Karjara,
Police Station- Ben, District- Nalanda.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Anil Kumar Singh

For the Opposite Party/s : Mr. Shyam Kumar Singh

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CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL
ORAL ORDER

2 23-01-2018 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in connection with Ben P.S.
Case no. 120 of 2017 registered under Sections
30/30(a)/35(a)/35(b)/38(I) of Bihar Prohibition and Excise
Amendment Act-2016.

112 lts. of foreign liquor is said to have been recovered
from the Magic vehicle and accused Satyendra Yadav, Vikky
Kumar and Ranjit Kumar were apprehended by the police.

It is submitted by learned counsel for the petitioner that
no incriminating article has been recovered from his conscious
physical possession. The petitioner was not apprehended on the



spot. He has been named in the case by the co-accused Satyendra Yadav who has been enlarged on bail by a co-ordinate Bench of this Court vide order dated 21.12.2017 passed in Cr. Misc. no. 61219 of 2017. Petitioner has no criminal antecedent. The petitioner has been languishing in custody since 14.12.2017.

Considering the facts and circumstances of the case, the above named petitioner is directed to be enlarged on bail on furnishing bail bonds of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of learned 6th Addl. Sessions Judge-cum-Spl. Judge, Nalanda at Biharsharif in connection with Ben P.S. Case no. 120 of 2017.

(Prakash Chandra Jaiswal, J)

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