

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.21431 of 2018

Arising Out of PS. Case No.-433 Year-2017 Thana- DEEPNAGAR District- Nalanda

Sudama Kumar son of Late Prakash Mahto Resident of Village - Navinagar,
P.S. - Deepnagar, District - Nalanda.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Anil Chandra

For the Opposite Party/s : Mr. Upendra Kumar, APP

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

ORAL ORDER

2 16-04-2018 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in connection with
Deepnagar P.S. Case no. 433 of 2017 registered under Section
30(a) of Bihar Prohibition & Excise Act-2016.

41.950 lts. of foreign liquor is said to have been
recovered from the joint house of the petitioner and Shankar
Kumar and accused persons including the petitioner managed to
escape.

It is submitted by learned counsel for the petitioner
that no incriminating article has been recovered from conscious
physical possession of the petitioner. He has no concern with
with the seized liquor. He was not apprehended on the spot.



He has been falsely implicated in the case at the instance of his enemy. The house from where the aforesaid liquor is said to have been recovered, is joint house of the petitioner and inhabited by several other family members of the petitioner. He has been languishing in custody since 27.02.2018.

In 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/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned 6th Additional District and Sessions Judge-cum-Special Judge, Excise, Nalanda at Biharsharif in connection with Deepnangar P.S. Case no. 433 of 2017.

(Prakash Chandra Jaiswal, J)

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