

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.25547 of 2018

Arising Out of PS. Case No.-18 Year-2018 Thana- PIPRAKOTHI District- East Champaran

Suresh Kumar, son of Krishna Sharma, resident of Village- Halim Pur
Rajwara, P.S.- Saheb Ganj, District- Muzaffar Pur.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Vijay Shankar Shrivastava

For the Opposite Party/s : Mr. Ajit Kumar

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

ORAL ORDER

2 02-05-2018 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in connection with Pipra
Kothi P.S. Case no. 18 of 2018 registered Sections 272, 273,
414, 34 of IPC and Section 30(a) of Bihar Prohibition & Excise
Act-2016.

425 lts. spirit and cash of Rs. 1 lakh is said to have
been recovered from a pick-up van and two accused persons
including the petitioner, who happens to be its driver were
apprehended while other accused persons, namely, Ram Naresh
Sahni and Mukesh Sahni who happen to be its owner 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 the seized article. He happens to be driver of the said vehicle and had no knowledge of carrying the said spirit and money in the vehicle by its owner Ram Naresh Sahni and Mukesh Sahni who managed to escape seeing the police party. He has been falsely implicated in the case at the instance of his enemy. He has no criminal antecedent. He has been languishing in custody since 16.02.2018.

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 Addl. Sessions Judge-IV-cum-Special Judge, Excise, Motihari, East Champaran in connection with Pipra Kothi P.S. Case no. 18 of 2018.

(Prakash Chandra Jaiswal, J)

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