

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.25389 of 2018

Arising Out of PS.Case No. -62 Year- 2018 Thana -KAHAIYA District- MUZAFFARPUR

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Hira Lal Ram S/o Late Shiv Deni Ram, R/o Vill.- Thikha Aswari, P.S.-
Kathaiya, District- Muzaffarpur.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance:

For the Petitioner/s : Mr. Bela Singh

For the Opposite Party/s : Mr. Sri Chandra Bhushan Prasad

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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 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.

70 litres of toddy is said to have been recovered
from the bicycle of the petitioner and the petitioner was
apprehended.

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 toddy or with the bicycle in question. As a



matter of fact, the aforesaid bicycle was kept abandoned outside the house of Kasim Miya and while the petitioner was passing through the place of occurrence at the time of occurrence, he was apprehended by the police merely on suspicion. He has no criminal antecedent. He has been languishing in custody since 25.03.2018.

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, Muzaffarpur in connection with Kathaiya P.S. Case No. 62 of 2018.

(Prakash Chandra Jaiswal, J)

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