

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.24820 of 2018

Arising Out of PS. Case No.-54 Year-2018 Thana- MADANPURA District- Aurangabad

Kundan Kumar S/o Late Krishna Saw, R/o Vill.- Manika , P.S.- Madanpur,
District- Aurangabad.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Leelawati Kumari

For the Opposite Party/s : Mr. Brajendra Nath Pandey

**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 connection with
Madanpur P.S. Case no. 54 of 2018 registered under Section
30(a) of Bihar Prohibition & Excise Act-2016.

84 lts. of country made liquor is said to have been
recovered from the open land located towards south of the
poultry farm of the petitioner on the basis of disclosure made by
co-accused Bipin Bhuiyan.

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 either
with the seized liquor or with the place of recovery. The place



of recovery is open land. He has been falsely implicated in the case by the Bipin Bhuiyan due to animosity. He has no criminal antecedent. He has been languishing in custody since 03.03.2018.

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 Additional Sessions Judge-VII-cum-Special Judge, Excise, Aurangabad in connection with Madanpur P.S. Case no. 54 of 2018.

(Prakash Chandra Jaiswal, J)

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