

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.24916 of 2018

Arising Out of PS.Case No. -303 Year- 2017 Thana -DALSINGHSARAI District- SAMASTIPUR

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Sujeet Rai @ Sujeet Kumar Rai, Sons of Maksudan Rai, Residents of
village – Ward No.2, Keota, Belbanna, P.S.-Dalsingsarai, District-
Samastipur

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Shekhar Kumar Singh

For the Opposite Party/s : Mr. Sri Bharat Bhushan

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**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 a case registered for the
offence punishable under Sections 30(a), 38(i) (ii) and 41(i) of the
Bihar Prohibition and Excise Act, 2016.

15 cartons of foreign liquor is said to have been
recovered from the pick-up van and Amar Nath Sah and other
accused person were apprehended while some other accused
persons managed to escape. The said Amar Nath Sah disclosed the
name of the petitioner and other accused persons as their fleeing
accomplices engaged in doing illegal trade of foreign liquor.

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 liquor or with the vehicle in question. He has been falsely implicated in the case by said Amar Nath Sah due to animosity. Barring aforesaid disclosure, there is nothing in the record indicating the complicity of the petitioner in the occurrence. Though one more case under Excise Act has been lodged against the petitioner, but he is on bail in the aforesaid case. The petitioner has been languishing in custody since 17.01.2018. Said Amarnath Sah has been enlarged on bail by a co-ordinate bench of this court vide order dated 20.11.2017 passed in Cr. Misc. No. 55491 of 2017.

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 A.D.J.-II cum Special Judge, Excise Act, Samastipur in connection with Dalshingsarai P.S. Case No. 303/2017 corresponding to G.R.No.-2861/2017.

(Prakash Chandra Jaiswal, J)

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