

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.35398 of 2018

Arising Out of PS.Case No. -66 Year- 2018 Thana -GURUA District- GAYA

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1. Rajesh Kumar @ Rajesh Kumar Paswan S/o Munder Paswan Resident of
Village- Dumari, P.S. Cherki, District- Gaya.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Dharmendra Kumar Sinha

For the Opposite Party/s : Mr. Sri Tarkeshwar Nath Thakur

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CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL
ORAL ORDER

2 28-06-2018 Heard learned counsel for the petitioner and learned
APP for the State.

Petitioner seeks bail in a case registered for the
offence punishable under Sections 272, 273, 411 and 414 of the
Indian Penal Code and Section 30(a) of the Bihar Prohibition and
Excise Act, 2016.

50 litres of country made liquor is said to have been
recovered from the possession of the petitioner being transported
on his motorcycle.

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
with the seized liquor. He has been falsely implicated in the case



merely on suspicion while he was passing through the place of occurrence at the time of occurrence and real culprit managed to escape dumping the aforesaid liquor there seeing the police party. He has no criminal antecedent. He has been languishing in custody since 19.04.2018.

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 Excise Judge, Gaya in connection with Gurua P.S. Case No. 66 of 2018.

(Prakash Chandra Jaiswal, J)

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