

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.43225 of 2018

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Sanjay Paswan, Son of Videshi Paswn, Resident of village – Ward No.11,
Singhiyaghat, P.S.-Bibhutipur, District – Samastipur.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Jitendra Narain Sinha

For the Opposite Party/s : Mr. Ashok Kumar Singh 1

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CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL
ORAL ORDER

2 18-07-2018 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 30(a)(d) and 38(1) of the Bihar
Prohibition and Excise Act, 2016.

10 litres of country made liquor and 160 litres of
jawa jaggery are said to have been recovered from the brewing
place of the petitioner. Out of which, said jawa jaggery was
destroyed in the course of extracting 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 article or with the place of recovery or with



any trade of liquor. He has been falsely implicated in the case by the personnel of Excise department while he was passing through the place of occurrence at the time of occurrence. He has no criminal antecedent. He has been languishing in custody since 29.05.2018.

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 Addl. District and Sessions Judge-VI cum Special Judge, Excise, Samastipur in connection with Excise Case No. 166 of 2018.

(Prakash Chandra Jaiswal, J)

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