

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.44838 of 2018

Arising Out of PS. Case No.-206 Year-2018 Thana- BARHARA District- Bhojpur

Kamal Bind @ Komal Bind @ Kamal Chaudhary S/o Ramashankar Bind @
Ramashankar Ram, R/o Vill.- Sohra, P.S.- Krishnagarh, District- Bhojpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Manoj Kumar Singh
For the Opposite Party/s : Mr. Rajeev Nayan

**CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL**

ORAL ORDER

2 24-07-2018 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in connection with Barhara
(Krishnagarh) P.S. Case no. 206 of 2018 registered under
Section 30(a), 38 of Bihar Excise and Prohibition Act-2016.

55.440 lts. of foreign liquor is said to have been
recovered from the house of the petitioner and he was
apprehended.

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 with
the seized liquor. He has been falsely implicated in this case at
the instance of his enemy. The house of the petitioner is



inhabited by his other family members and he had no knowledge of keeping of liquor in the said house. There is no compliance of Section 100 Cr.P.C. Petitioner has no criminal antecedent. He has been languishing in custody since 23.05.2018.

In the facts and circumstances of the case, 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, Bhojpur, Ara in connection with Barhara (Krishnagarh) P.S. Case no. 206 of 2018.

(Prakash Chandra Jaiswal, J)

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