

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.49470 of 2018**

Arising Out of PS.Case No. -553 Year- 2017 Thana -KANTI THARMAL POWER District-  
MUZAFFARPUR

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Bipin Singh, S/o. late Ganesh Singh, R/o. Village- Rasulpur Patthar Ghat,  
Jahigira, P.S.- Mohanpur, District- Samastipur, at present Damodarpur,  
Shanti Bihar Colony, P.S. Kanti, District Muzaffarpur.

.... .... Petitioner/s

Versus

The State of Bihar

.... .... Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Sanjay Kumar @ S.K.

For the Opposite Party/s : Mr. Shantanu Kumar

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

02    10-08-2018            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 25 (1-b)a, 26 Arms Act & 37 (a), (b),  
(C) of the Bihar Prohibition and Excise Act, 2016.

The petitioner was apprehended in inebriated condition and  
one country made loaded pistol and two live cartridges were  
recovered from his possession.

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 article. He has been falsely implicated in this case at the  
instance of his enemy by planting the aforesaid recovery from his



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possession. He had not consumed liquor. He happens to be a teetotaler. The police forcibly obtained his signature on the blank paper and converted it into a seizure list. He has no criminal antecedent and has been languishing in custody since 23.12.2017.

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 Act, Muzaffarpur in connection with Kanti P.S. Case No. 553 of 2017.

**(Prakash Chandra Jaiswal, J)**

Trivedi/-

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