

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.50665 of 2018

Arising Out of PS.Case No. -228 Year- 2018 Thana -RAMKRISHNANAGAR District- PATNA

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Sanjay Singh Son of Banarsi Singh Resident of Village- Diva Colony
Ramakrishna Nagar Police Station- Ramakrishna Nagar, District- Patna.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Jay Ram Prasad

For the Opposite Party/s : Mr. Rajballabh Singh

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

ORAL ORDER

2 18-08-2018 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 30(a) and 37(b)(c) of the Bihar
Prohibition and Excise Act, 2016.

31.350 litres of foreign liquor is said to have been
recovered from the possession of the petitioner 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
with the seized liquor. He has been falsely implicated in this case
by the police merely on suspicion while he was passing through



the place of occurrence at the time of occurrence. The real culprit managed to escape dumping the aforesaid liquor there seeing the police personnel. There is violation of Section 100 Cr.P.C. He has no criminal antecedent. He has been languishing in custody since 06.07.2018.

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 Judge, Excise, Patna in connection with Special Case No. 6140 of 2018 arising out of Ramkrishna Nagar P.S. Case No. 228 of 2018.

(Prakash Chandra Jaiswal, J)

Kr. Uday/-

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