

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.52844 of 2018

Arising Out of PS. Case No.-168 Year-2018 Thana- CHAUSA District- Madhepura

Baleshwar Mandal Son of Dilo Mandal, resident of Village- Basaitha, Tapua-Tola, P.S. Chausa, District- Madhepura.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Dinesh Prasad Verma

For the Opposite Party/s : Mr. Sanjay Kumar Singh

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

ORAL ORDER

2 28-08-2018 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in connection with Chausa
P.S. Case No. 168 of 2018 registered for the offence punishable
Section 30(a) of Bihar Prohibition Excise Act, 2016.

6 lts. of country made liquor is said to have been
recovered from possession of the petitioner.

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 by planting the aforesaid recovery from
his possession. There is no compliance of Section 100 Cr.P.C.



He has no criminal antecedent. He has been languishing in custody since 27.06.2018.

In the facts and circumstances of the case, the above named petitioner is directed to be enlarged on bail on furnishing bail bonds of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned Addl. Sessions Judge-II-cum-Special Judge, Excise Act, Madhepura in connection with Chausa P.S. Case No. 168 of 2018.

(Prakash Chandra Jaiswal, J)

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