

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.52334 of 2018

Arising Out of PS.Case No. -120 Year- 2018 Thana -KUTUMBA District- AURANGABAD

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Mantu Singh @ Mantu Kumar Singh, S/o. Nand Kishor Singh, R/o. Village-
Moharkarma, P.S.- Mali, District- Aurangabad.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ravindra Kumar

For the Opposite Party/s : Mr. S. Ehteshamuddin

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CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL
ORAL ORDER

2 25-08-2018 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 38(ii) of the Bihar
Prohibition and Excise Act, 2016.

80 litres of country made liquor kept hidden in the
gate of the Toyota Qualis vehicle is said to have been recovered
and petitioner and one another accused, namely, Dharmendra
Singh were 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 liquor or with the vehicle in question. He
happens to be a simple commuter and was travelling by the said



vehicle by taking lift from its driver and he had no knowledge of keeping of the said liquor in the said vehicle. He has been falsely implicated in the case. There is violation of Section 100 Cr.P.C. Though one more criminal case has been lodged against the petitioner, but he is on bail in the aforesaid case. He has been languishing in custody since 12.07.2018.

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 Additional District and Sessions Judge- VII cum Special Judge, Excise, Aurangabad in connection with Kutumba P.S. Case No. 120 of 2018.

(Prakash Chandra Jaiswal, J)

Kr. Uday/-

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