

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.53404 of 2018

Arising Out of PS.Case No. -176 Year- 2018 Thana -BAJPATTI District- SITAMARHI

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Uday Rai, S/o Laxman Rai, resident of village – Bishanpur, P.S.-Bajpatti,
District – Sitamarhi.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Virendra Kumar

For the Opposite Party/s : Mr. Madan Kumar

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CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL
ORAL ORDER

2 29-08-2018 Heard learned counsel for the petitioner and learned
APP for the State.

Petitioner seeks bail in a case registered for the
offence punishable under Section 30(a) of the Bihar Prohibition
and Excise Act, 2016.

75 litres of raw material is said to have been
recovered from the hut 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 article. He has been falsely implicated in the case
at the instance of his enemies. The hut of the petitioner is
inhabited by his several family members and he had no knowledge



of keeping of the said article in the said hut. 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 A.D.J.-II cum Special Judge, Excise Act, Sitamarhi in connection with Bajpatti P.S. Case No. 176 of 2018.

(Prakash Chandra Jaiswal, J)

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