

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.51490 of 2018

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Suraj Kumar, Son of Tuntun Chaudhary, resident of Village Barama, P.S.
Gaurichak, District- Patna.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Vibhuti Ranjan Sonvadra
For the Opposite Party/s : Mr. Parmanand Kumar

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

ORAL ORDER

3 27-08-2018 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in connection with Special
Case no. 5621 of 2018 arising out of P.R. P.S. Case no. 53 of
2018 registered for the offence punishable under Section 30(a)
of the Bihar Prohibition and Excise Act, 2016.

40 lts. of mix toddy kept on the motorcycle of the
petitioner was seized and the petitioner was apprehended.

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 toddy. He has been falsely implicated in this case by
the personnel of Excise Department merely on suspicion while
he was passing through the place of occurrence at the time of



occurrence and real culprits managed to escape dumping the aforesaid toddy there seeing them. He has no criminal antecedent. He has been languishing in custody since 18.06.2018.

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 Special Judge, Excise, Patna in connection with Special Case no. 5621 of 2018 arising out of P.R. P.S. Case no. 53 of 2018

(Prakash Chandra Jaiswal, J)

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