

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.23138 of 2018

Arising Out of PS.Case No. -91 Year- 2018 Thana -GOVERNMENT OFFICIAL COMP. District-
SITAMARHI

=====

Kilo Sahni, Son of Ram Sewak Sahni, Resident of Belwaghat, Ward No.2,
P.S.- Piprahi, District- Sheohar.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance:

For the Petitioner/s : Mr. Jagdish Prasad Bhagat

For the Opposite Party/s : Mr. Rajkishore Singh

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

3 19-06-2018 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.

475.500 litres of Nepali saufi wine is said to have
been recovered from the cycle 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. Though the
aforesaid liquor is said to have been recovered from the cycle of



the petitioner, but as the said liquor was kept in 1585 bottles, it is not possible to carry the aforesaid bottles on the cycle. Petitioner has been falsely implicated in the case while he was passing through the place of occurrence at the time of occurrence while someone fled away dumping the aforesaid liquor at the aforesaid place. He has no criminal antecedent. He has been languishing in custody since 10.02.2018.

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, Sitamarhi in connection with Case No. C2/91/18.

(Prakash Chandra Jaiswal, J)

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