

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.22258 of 2018

Arising Out of PS. Case No.-49 Year-2018 Thana- BATHNAHA District- Sitamarhi

Hari Shanker Kumar @ Hari Shankar Kumar S/o Ramprit Mahto, R/o Vill.-
Kanhauli ward no. 4 , P.S.- Kanhauli , District- Sitamarhi.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Uday Kumar, Adv.

For the Opposite Party/s : Mr. Shantanu Kumar, APP 136

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

ORAL ORDER

2 17-04-2018 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner seeks bail in connection with
Bathnaha P.S. Case No. 49 of 2018 registered under Sections
272 and 273 of the Indian Penal Code and Section 30(A) of the
Bihar Prohibition and Excise Act, 2016.

Thirty liters of Nepali Saufi liquor is said to have
been recovered from the motorcycle 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 possession of the petitioner. He has no concern with
the seized liquor. He has been falsely implicated in the case at



the instance of his enemies by planting aforesaid recovery from his possession. He has no criminal antecedent. He has been languishing in custody since 23.02.2018.

Considering the facts, aforesaid, the above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs.10,000/- (rupees ten thousand) with two sureties of the like amount each in connection with Bathnaha P.S. Case No. 49 of 2018 to the satisfaction of the Additional District Judge II-cum-Special Judge, Excise Act, Sitamarhi.

(Prakash Chandra Jaiswal, J)

Shamshad/-

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