

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.26313 of 2018

Arising Out of PS.Case No. -9 Year- 2018 Thana -EAST CHAMPARAN GRP CASE District -
EASTCHAMPARAN(MOTIHARI)

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Bhagaynarayan Sahni, Son of Girdhari Sahni, Resident of Village-
Rasulganj, P.S.- Motipur, District- Muzaffarpur.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance:

For the Petitioner/s : Mr. Vinod Gautam

For the Opposite Party/s : Smt. Anita Kumari Singh

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CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL
ORAL ORDER

2 03-05-2018 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 Section 30(a) of the Bihar Prohibition
and Excise Act, 2016.

22.150 litres of foreign liquor is said to have been
recovered from the two bags kept beneath the seat of the petitioner
in the railway coach 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
either with the seized liquor or with the bags in question. He had
no knowledge of keeping of the aforesaid bags beneath his seat.



He has been falsely implicated in the case by the GRP personnel due to some altercation followed by refusal to cough up the demand of graft made by the GRP personnel. He has no criminal antecedent. He has been languishing in custody since 26.02.2018.

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 4th Addl. District and Sessions Judge cum Special Judge, Excise, East Champaran, Motihari in connection with Rail Motihari P.S. Case No. 09 of 2018.

(Prakash Chandra Jaiswal, J)

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