

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.45260 of 2018

Arising Out of PS.Case No. -47 Year- 2018 Thana -KHUTAUNA District- MADHUBANI

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Narayan Thakur, Son of Vishwanath Thakur, R/o. Village- Khutauna, Ward
No. 7, P.S.- Khutauna, District- Madhubani.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Gagan Deo Yadav

For the Opposite Party/s : Mr. Manoj Kumar

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

2 25-07-2018 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 Sections 30 (a), 37(a) & (b) of the Bihar
Prohibition and Excise Act, 2016.

900 ML. of Nepali liquor is said to have been recovered
from the possession of the petitioner and petitioner was
apprehended in inebriated condition.

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 liquor. He has been falsely implicated in this case at the
instance of his enemy by planting the aforesaid recovery from his
possession. He had not consumed liquor. He happens to be a



teetotaler. He has no criminal antecedent and has been languishing in custody since 22.05.2018.

In the facts and circumstances of the case, 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 Additional Sessions Judge-II -cum-Special Judge Excise Act, Madhubani in connection with Khutauna P.S. Case No. 47 of 2018 (G.R. No. 699 of 2018).

(Prakash Chandra Jaiswal, J)

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