

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.48663 of 2018

Arising Out of PS.Case No. -213 Year- 2018 Thana -SAHEBGANJ District- MUZAFFARPUR

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PAPPU RAI @ PAPPU KUMAR PATEL @ PAPPU KUMAR, Son of
Shambhu Rai, Resident of Village- Rampar Asli, P.S.- Sahebganj, District-
Muzaffarpur.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Vijay Kumar Singh

For the Opposite Party/s : Mr. Abhay Kumar Roy

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CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL
ORAL ORDER

2 09-08-2018 Heard learned counsel for the petitioner and learned
APP for the State.

Petitioner seeks bail in a case registered for the
offence punishable under Sections 272 and 273 of the Indian Penal
Code and Section 30(a) of the Bihar Prohibition and Excise Act,
2016.

37.875 litres of foreign liquor is said to have been
recovered from the field of Shambhu Rai said to be kept there by
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. He has no concern



either with the seized liquor or place of recovery. Place of recovery is open place and is easily accessible to anyone. He has been falsely implicated in the case at the instance of his enemies. Though one more case under Excise Act has been lodged against the petitioner, but he is on bail in the aforesaid case. He has been languishing in custody since 12.06.2018.

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 Special Judge, Excise, Muzaffarpur in connection with Sahebganj P.S. Case No. 213 of 2018.

(Prakash Chandra Jaiswal, J)

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