

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.52017 of 2018

Arising Out of PS. Case No.-175 Year-2018 Thana- HARNAUT District- Nalanda

1. Girish Ram, S/o Late Bineshwar Ram @ Late Bindeshwar Ram.
2. Kundan Kumar, S/o Girish Ram.
Both R/o Vill-Ganga Bigha, Balwapar, P.S. (Kalyan Bigha), Harnaut (Kalyan Bigha O.P.), District-Nalanda.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ganesh Sharma

For the Opposite Party/s : Smt. Madhuri Lata

CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA JAISWAL

ORAL ORDER

2 24-08-2018 Heard learned counsel for the petitioners and learned APP for the State.

The petitioners seek bail in connection with Harnaut (Kalyan Bigha) P.S. Case No. 175 of 2018 registered for the offence punishable under Sections 272, 273, 290 of the Indian Penal Code and Section 30(a) of Bihar Prohibition Excise Act, 2016.

51.25 lts. of foreign liquor is said to have been recovered from the house of the petitioners.

It is submitted by learned counsel for the petitioners that no incriminating article has been recovered from conscious physical possession of the petitioners. They have no



concern with the seized liquor. They have been falsely implicated in this case at the instance of their enemies. The house of the petitioners are inhabited by their several other family members and they had no knowledge of keeping of liquor in their house. They were not apprehended on the spot. They have no criminal antecedent. They have been languishing in custody since 27.06.2018.

In the facts and circumstances of the case, the above named petitioners are directed to be enlarged on bail on furnishing bail bonds of Rs. 10,000/- (Ten thousand) each with two sureties of the like amount each to the satisfaction of the learned Additional Sessions Judge-VI-cum-Special Judge, Excise, Nalanda at Biharsharif in connection with Harnaut (Kalyan Bigha O.P.) P.S. Case No. 175 of 2018.

(Prakash Chandra Jaiswal, J)

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