

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.28987 of 2018

Arising Out of PS. Case No.-581 Year-2017 Thana- HAJIPUR SADAR District- Vaishali

Chunnu Kumar @ Chunna Kumar @ Chunna S/o Late Jay Binod Singh, R/o
Vill.- Chaksakra, P.S.- Hajipur Sadar, District- Vaishali.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Mukesh Kumar

For the Opposite Party/s : Mr. Kanhaiya Kishore

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

ORAL ORDER

3 21-06-2018 Heard learned counsel for the petitioner and
learned APP for the State.

The petitioner seeks bail in connection with
Hajipur Sadar P.S. Case No. 581 of 2017 registered under
Section 30(a) of Bihar Prohibition and Excise Act-2016.

2669.04 lts. of foreign liquor is said to have been
recovered from *Barandah* located in the banana orchard of
Munna Kumar Singh and Chunna Kumar. Said accused persons
managed to escape taking benefit of murk.

It is submitted by learned counsel for the
petitioner that no incriminating article has been recovered from
conscious physical possession of the petitioner. He has no
concern with the seized liquor. The aforesaid *Barandah* and



orchard of banana is open place and accessible to anyone and the petitioner had no knowledge of keeping of the liquor at the aforesaid place. He has been falsely implicated in this case at the instance of his enemy. He has no criminal antecedent. He has been languishing in custody since 14.03.2018. Similarly situated co-accused, namely, Munna Kumar Singh has been enlarged on bail by a co-ordinate Bench of this Court vide order dated 06.04.2018 passed in Cr. Misc. no. 20350 of 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), Vaishali at Hajipur in connection with Hajipur Sadar P.S. Case No. 581 of 2017.

(Prakash Chandra Jaiswal, J)

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