

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No. 35050 of 2018

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Manish Kumar Son of Satyanand Chandrawansi, R/o- Nai Haweli Nadwan,
P.S.- Dhanarua, District- Patna.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ghanshyam Tiwary

For the Opposite Party/s : Mr. Mukeshwar Dayal

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

ORAL ORDER

2 22-06-2018 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 273 of the Indian Penal Code
and Section 30 (a) of the Bihar Prohibition and Excise Act, 2016.

96.10 liters of foreign liquor is said to have been
recovered from the three bags kept on the road side on NH-83 and
the petitioner was apprehended while escaping from the said
place.

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 the place of recovery. He has been
falsely implicated in this case by the police merely on suspicion



while he was standing at the place of recovery and the real culprit managed to escape dumping the said liquor on the aforesaid place seeing the police party. He has no criminal antecedent and has been languishing in custody since 27.4.2018.

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 Special Judge Excise Act, Patna in connection with Special Case No. 3952/2018 arising out of Punpun P.S. Case No. 104 of 2018.

(Prakash Chandra Jaiswal, J)

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