

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.42766 of 2018

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Sanjay Sao @ Sanjay Kumar, aged about 40 years son of Late Etwar Sao,
Resident of Village- Gurua Bazar; P.S.- Gurua; District- Gaya.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Tej Narayan Singh

For the Opposite Party/s : Smt. Asha Kumari

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CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL
ORAL ORDER

2 17-07-2018 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(D) of the Bihar Prohibition and Excise Act,
2016.

50 kg of Mahua flower is said to have been
recovered from the grocery shop of 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
with the seized article. He has been falsely implicated in the case
by the police personnel as he had refused to oblige them to accord



them some articles free of cost. Though two more cases under Excise Act have been lodged against the petitioner, but he is on bail in the aforesaid cases. Petitioner happens to be handicapped and has been languishing in custody since 30.04.2018.

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 Excise Judge, Gaya in connection with Gurua P.S. Case No. 71 of 2018.

(Prakash Chandra Jaiswal, J)

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