

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.44373 of 2018

Arising Out of PS. Case No.-226 Year-2018 Thana- GOVERNMENT OFFICIAL COMP.
District- Gaya

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Rajnish Kumar S/o Shri Ajay Kumar Singh, R/o Mohalla- Chankaya Colony,
Hajipur, P.S.- Sadar Hajipur, District- Viashali.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Amod Kumar Singh
For the Opposite Party/s : Smt Indu Kumari Srivastava

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

ORAL ORDER

2 23-07-2018 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in connection with Excise
Case no. 226 of 2018 registered under Section 30(a) of Bihar
Excise and Prohibition Act-2016.

75 lts. of foreign liquor is said to have been recovered
from dickey of Xcent car and petitioner, who happens to be its
driver was apprehended.

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. He has been falsely implicated in this case by
the police personnel merely due to some altercation between



them over not displaying of the original documents of vehicle in question. There is no compliance of Section 100 Cr.P.C. Petitioner has no criminal antecedent. He has been languishing in custody since 30.06.2018.

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), Gaya in connection with Excise Case no. 226 of 2018.

(Prakash Chandra Jaiswal, J)

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