

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.50659 of 2018

Arising Out of PS.Case No. -291 Year- 2018 Thana -HARSIDHI District- EASTCHAMPARAN
(MOTIHARI)

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Shiv Chaudhary Son of late Bhikhari Chaudhary resident of village-
Saraiya Khurd, P.S.- Harshidhi, District- East Champaran.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Umesh Chandra Verma

For the Opposite Party/s : Mr. Nand Kumar

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CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL
ORAL ORDER

2 18-08-2018 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 30(a) of the Bihar Prohibition
and Excise Act, 2016.

25.200 litres of country made liquor is said to have
been recovered from the house of the petitioner and petitioner was
apprehended in course of sleeping outside of the house.

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 liquor. He has been falsely implicated in the case



at the instance of his enemy. The house of the petitioner is inhabited by his several family members and he had no knowledge of keeping of the said liquor in the house. The seizure list does not bear the signature of the petitioner. He has no criminal antecedent. He has been languishing in custody since 20.07.2018.

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 Judge, Excise Act, East Champaran, Motihari in connection with Harsidhi P.S. Case No. 291 of 2018.

(Prakash Chandra Jaiswal, J)

Kr. Uday/-

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