

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.53293 of 2018

Arising Out of PS.Case No. -469 Year- 2018 Thana -DANAPUR District- PATNA

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Raj Kumar Chaudhary, S/o. Ramanand Chaudhary, R/o. Village- Ashopur,
Tadwana, P.S.- Danapur, District- Patna.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Binit Kumar

For the Opposite Party/s : Mr. Bharat Lal

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CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL
ORAL ORDER

2 29-08-2018 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.

66 litres of country made liquor is said to have been
recovered from the northern side of the house of the petitioner and
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
either with the seized liquor or with the place of recovery. The
place of recovery is open place and easily accessible to anyone.
The seizure list does not bear the signature of the petitioner. There



is violation of Section 100 Cr.P.C. He has been falsely implicated in the case. He has been languishing in custody since 26.07.2018.

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, Patna in connection with Danapur P.S. Case No. 469 of 2018.

(Prakash Chandra Jaiswal, J)

Kr. Uday/-

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