

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.46546 of 2018

Arising Out of PS.Case No. -415 Year- 2018 Thana -BARACHATTI District- GAYA

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Pramod Yadav, S/o Suresh Yadav, R/o Vill – Nawadih, P.S.-Barachatti,
Mohanpur, District-Gaya.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Dr. Kamal Deo Sharma

For the Opposite Party/s : Mr. S Anil Kumar

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CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL
ORAL ORDER

2 31-07-2018 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.

20 litres of country made liquor is said to have been
recovered from the motorcycle of the petitioner and the petitioner
and two other ladies namely Sarita Devi and Sunita Devi sitting on
the said motorcycle were 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 liquor. He has been falsely implicated in the case
by the police merely on suspicion while he was passing through



the place of occurrence at the time of occurrence and real culprit managed to escape dumping the aforesaid liquor there seeing the police party. He has no criminal antecedent. He has been languishing in custody since 21.06.2018. Aforesaid two ladies namely Sarita Devi and Sunita Devi have been enlarged on bail by learned lower court on 10.07.2018.

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, Gaya in connection with Barachatti (Mohanpur) P.S. Case No. 415 of 2018.

(Prakash Chandra Jaiswal, J)

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