

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.48006 of 2018

Arising Out of PS.Case No. -212 Year- 2018 Thana -ATRI District- GAYA

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1. Sita Ram Das S/o Ram Jatan Das, R/o Vill.- Amethi, P.S.- Wazirganj,
District- Gaya.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Pramod Kumar Singh

For the Opposite Party/s : Mr. Ahtash Ali Khan

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CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL
ORAL ORDER

2 07-08-2018 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 Sections 272 & 273 of the Indian Penal
Code and Section 30 (a) (d) of the Bihar Prohibition and Excise
Act, 2016.

15 liters of country made liquor is said to have been
recovered from the dickey of the motorcycle 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 with the seized liquor. He has been falsely implicated in



this case at the instance of his enemy by planting the aforesaid recovery from his possession. The seizure list does not bear the signature of the petitioner. There is violation of Section 100 Cr.P.C. He has no criminal antecedent and has been languishing in custody since 29.06.2018.

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 Act, Gaya in connection with Atri P.S. Case No. 212 of 2018.

(Prakash Chandra Jaiswal, J)

Kr. Uday/-

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