

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.53615 of 2018

Arising Out of PS.Case No. -138 Year- 2018 Thana -GOVINDPUR District- NAWADA

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Lakshman Kumar Son of Rambhajju Yadav@ Ram Bhaju Yadav Resident
of Village- Akauna, P.S. Muffasil, District- Nawada.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rajeev Nayan

For the Opposite Party/s : Mr. Rajendra Singh Shastriji

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

ORAL ORDER

2 30-08-2018 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.

30 litres of country made liquor is said to have been
recovered from the motorcycle and two persons sitting on the said
motorcycle including the petitioner 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 this case
by the police merely on suspicion while he was passing through



the place of occurrence at the time of occurrence while the real culprit managed to escape dumping the aforesaid liquor there seeing them. There is violation of Section 100 Cr.P.C. He has no criminal antecedent. He has been languishing in custody since 16.07.2018.

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 A.D.J.-II cum Special Judge, Nawada in connection with Govindpur P.S. Case No. 138 of 2018.

(Prakash Chandra Jaiswal, J)

Kr. Uday/-

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