

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.51541 of 2018

Arising Out of PS.Case No. -313 Year- 2018 Thana -BARAUNI District- BEGUSARAI

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Raja Kumar @ Bipul Kumar, S/o. Ram Shresth Singh, R/o. Village- Bihat –
Tola- Gurdash Pur, P.S.- Barauni, District- Begusarai.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Shubhesh Pandey

For the Opposite Party/s : Mr. Mukeshwar Dayal

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CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL
ORAL ORDER

2 23-08-2018

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 and 273 of the Indian Penal
Code and Section 30(a) of the Bihar Prohibition and Excise Act,
2016.

8.640 litres of foreign liquor is said to have been
recovered from the carton kept on 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 the case
at the instance of his enemy by planting aforesaid recovery from



his possession. There is violation of Section 100 Cr.P.C. He has no criminal antecedent. He has been languishing in custody since 13.07.2018.

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 Additional Sessions judge-II cum Special Judge, Excise Act, Begusarai in connection with Barauni P.S. Case No. 313 of 2018.

(Prakash Chandra Jaiswal, J)

Kr. Uday/-

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