

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.10620 of 2019

Arising Out of PS. Case No.-397 Year-2017 Thana- NAWADA District- Nawada

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Vidya Bhusan @ Munchun Singh (Male), aged about 35 years, Son of Late
Vijay Singh, Resident of Village - Pathara English, 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. Rajesh Ranjan Kumar

For the Opposite Party/s : Mr. Nazir Ansari

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 22-02-2019 Heard leaned counsel for the petitioner and

learned APP for the State.

The petitioner is languishing in custody since
19.12.2018 in a case registered for the offences punishable
under Sections 272 and 273 of the Indian Penal Code and
Section 30(a) of Bihar Prohibition and Excise Act, 2016.

The prosecution case is that on a secret information, a
raid was laid on the godown of Rakesh Singh from which, 432
litres of Indian made foreign liquor were recovered. It is further
alleged that 5 persons escaped from the scene on seeing the
police personnel and the name of the petitioner was suggested
by local people.

It is submitted by learned counsel for the petitioner



that there is no recovery from the conscious physical possession of the petitioner. A statement has been made in paragraph no. 3 of the petition that the petitioner is involved in three other cases including one case of Excise Act.

Learned APP for the State submits that the name of the petitioner was suggested by the local people, as a person, who was indulged in the trade of illicit liquor.

Considering the fact that the accusation does not suggest recovery from the conscious physical possession of the petitioner and period under custody, let the above named petitioner be released on bail, on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned **ADJ-II-cum-Special Judge, Nawada** in connection with **Nawada P.S. Case No.397 of 2017**.

(Dinesh Kumar Singh, J)

Deepak/Rahul/-

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