

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.22898 of 2019

Arising Out of PS. Case No.-6 Year-2019 Thana- BAKHTIYARPUR RAIL P.S. District-
Patna

Prakash Kumar, Male, aged about 20 years, Son of Yogi Yadav @ Yogi Prasad
Yadav Resident of Village - Gopkita, P.S.- Pandarak, District- Patna

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Prem Ranjan Kumar
For the Opposite Party/s : Mr. Nityanand

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

ORAL ORDER

2 10-04-2019 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in connection with Rail P.S.
Bakhtiyarpur (Barh) Case No. 6 of 2019 registered under
Section 30(a) of the Bihar Excise & Prohibition Act-2016.

12 lts. of country made liquor is said to have been
recovered from the possession of the petitioner and he was
apprehended.

It is submitted by learned counsel for the petitioner
that no incriminating article has been recovered from 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. There is no compliance of Section 100 Cr.P.C. He has no criminal antecedent and has been languishing in custody since 27.01.2019.

On the other hand, learned APP opposed the bail prayer of the petitioner.

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, Patna in connection with Rail P.S. Bakhtiyarpur (Barh) Case No. 6 of 2019.

(Prakash Chandra Jaiswal, J)

rohit/-

U		T	
---	--	---	--

