

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.74910 of 2018

Arising Out of PS. Case No.-786 Year-2018 Thana- FORBESGANJ District- Araria

Sahat Lal Sah @ Shahat Lal Sah Son of Late Anup Lal Sah, Resident of
Village- Doriya Sonapur, P.S.-Forbesganj, Dist.-Araria.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ramesh Kumar Singh

For the Opposite Party/s : Smt. Anita Kumari

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

ORAL ORDER

3 06-02-2019 Heard learned counsel for the petitioner and learned
APP for the State.

Petitioner seeks bail in a case registered for the
offence punishable under Sections 30(a) and 38(1) of the Bihar
Prohibition and Excise Act, 2016.

226 bottles each containing 180 ML of Eskuf
Codeine Phosphate and Hydrochloride Syrup is said to have
been recovered from the house of the petitioner and as per the
account of the petitioner, his son Kishandeo Sah along with
Naim, Washique and Dilawar run the business of aforesaid
Syrup.

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 article. He has been falsely implicated in the case. There is utter violation of Section 100 Cr.P.C. Seizure list does not bear the signature of the petitioner. Chargesheet in the case has been submitted. Petitioner has no criminal antecedent. He has been languishing in custody since 15.10.2018.

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 2nd Additional Sessions Judge, Araria in connection with Forbesganj (Simraha) P.S. Case No. 786 of 2018 corresponding to Special Case No. 1273 of 2018.

(Prakash Chandra Jaiswal, J)

mantreshwar/-

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

