

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.72260 of 2019

Arising Out of PS. Case No.-294 Year-2019 Thana- LAUKAHA District- Madhubani

AMOD RAM Son of Nirdhan Ram Resident of Village - Jatahi, P.S.-
Khutauna, District - Madhubani.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Jitendra Kumar Bharti, Advocate.

For the Opposite Party/s : Mr. Shyam Bihari Singh, APP.

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

ORAL ORDER

2 11-12-2019 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 272 and 273 of the Indian
Penal Code and Section 30(a) of the Bihar Prohibition and
Excise Act, 2016.

42 litres of Nepali country made wine is said to
have been recovered from the motorcycle and the petitioner was
apprehended while escaping abandoning the motorcycle and
another accused managed to escape.

It is submitted by learned counsel for the
petitioner that no incriminating article has been recovered from
the conscious physical possession of the petitioner. Petitioner



has no concern either with the seized liquor or motorcycle in question. He has been falsely implicated in the case merely on suspicion while he was passing through the place of occurrence at the time of occurrence and real culprit managed to escape seeing the police party. He has no criminal antecedent and has been languishing in custody since 03.10.2019.

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 Addl. Sessions Judge-II cum Special Judge, Excise Act, Madhubani in connection with Laukaha P.S. Case No. 294 of 2019.

(Prakash Chandra Jaiswal, J)

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