

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.79333 of 2018

Arising Out of PS. Case No.-309 Year-2018 Thana- GOVERNMENT OFFICIAL COMP.
District- Samastipur

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Suresh Das Son of Ghutar Das Resident of Village-Chakhawi, Ward no.4,
P.S.- Vibhutipur, District- Samastipur

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Alok Kumar Sinha
For the Opposite Party/s : Mr.Sri Nand Kumar

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

ORAL ORDER

2 18-01-2019 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in connection with Excise
Case No. 309 of 2018 registered under Sections 30(a) of the
Bihar Prohibition of Excise Act, 2016.

11 litres of country made liquor is said to have been
recovered from possession of the petitioner.

It is submitted by the learned counsel for the
petitioner that no incriminating article has been recovered from
conscious physical possession of the petitioner. He is quite
innocent and has been falsely implicated in this case at the
instance of his enemy by planting aforesaid recovery from his
possession. He has no concern with the seized liquor. He has no



criminal antecedent. He has been languishing in custody since 22.10.2018.

On the other hand learned Spl. PP opposed the bail prayer of the petitioners.

In the facts and circumstances of the case, the above named petitioner is directed to be enlarged on bail on furnishing bail bonds of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of the learned Additional Sessions Judge 3rd-cum-Special Judge, Excise, Samastipur in connection with Excise Case No. 309 of 2018.

(Prakash Chandra Jaiswal, J)

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