

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.6238 of 2017

Arising Out of PS.Case No. -385 Year- 2016 Thana -SARAIYA District- MUZAFFARPUR

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Mohit Jain, Son of Sri Ramesh Chandra Jain, resident of Flat No. 303,
Suryia Prabha Manson, Exhibition Road, P.S. Gandhi Maidan, District-
Patna.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Vijay Anand, Advocate.

For the Opposite Party/s : Mr. Sri Zainul Abedin, APP

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CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA
ORAL ORDER

2 08-03-2017 Heard learned counsel for the petitioner and the

learned A.P.P. for the State.

The petitioner is accused in connection with Saraiya
P.S. Case No. 385 of 2016 registered under Sections 272, 273, 420
and 120(B) of the Indian Penal Code and Section 30(a)/38/41 of
the Bihar Prohibition and Excise Act, 2016.

The accusation is that, on receiving secret information
about carrying the illicit liquor loading in the Container Truck
from Hariyana to sell the same, started checking then found that
one container Truck bearing registration no. HR 55T-8043 and an
Indigo Car bearing registration no. BR 01CM-0814, which were
coming from Patna, were intercepted. On search, 419 cartoons of



Indian made foreign liquor, total 3771 liquors recovered from the Container Truck, in which, the driver was apprehended, who disclosed his name as Ashok Kumar and another person was found sitting in the cabin of the Container Truck, who disclosed his name as Yogendra Yadav. The person, who was found sitting in Indigo Car was also apprehended, who disclosed his name as Krishna Kumar Sharma, who also disclosed that the said liquor was loaded at Mahipalpur (Delhi) on the instruction of Ramesh Shivhare and Rishi Shivhare. Krishna Kumar Sharma after selling the illicit liquor, the amount was to be given to this petitioner, who was running the business of transferring the money through Hawala and Bank Account. Thereafter, house of the petitioner was searched, from where, Rs.58,66,300/- was recovered.

Learned counsel for the petitioner submits that petitioner has falsely been implicated in this case with ulterior motive and charge sheet has already been submitted against the petitioner. It is further submitted that petitioner has no criminal antecedent and is in custody since 09.11.2016.

Having regard to the facts and the circumstances of the case, the petitioner above named, is directed to be released on bail on furnishing bail bond of Rs.10,000/-(Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the



S.D.J.M., West Muzaffarpur, in connection with Saraiya P.S. Case
No. 385 of 2016. Out of two sureties, one surety must be the close
relative of the petitioner.

(Rajendra Kumar Mishra, J)

Bhardwaj/-

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