

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.41576 of 2017

Arising Out of PS.Case No. -324 Year- 2017 Thana -MUZAFFARPUR SADAR District-
MUZAFFARPUR

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1. Ajay Sah, Son of Ashok Sah, Resident of Village- Bara Sumera, P.S.-
Kudhni, District- Muzaffarpur.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Nitu Kumari

For the Opposite Party/s : Mr. Dr. Kumar Uday Pratap

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 08-09-2017 The petitioner seeks regular bail in connection with
Muzaffarpur Sadar P.S. Case No. 399 of 2017, registered for
offences punishable under Sections 272, 273/34 of the Indian
Penal Code and Section 30(a), 38, 41 and 48 of the Bihar
Prohibition and Excise Act, 2016.

Allegation is of recovery of 817 litres of foreign liquor.

It has been submitted on behalf of the petitioner that he
has falsely been implicated in this case and he only happens to be
the driver of pick up van from which the alleged recovery has
been made. It has also been submitted that other co-accused of this
case, who was khalasi of the said pick up van, has already been
granted bail vide order dated 25.08.2017 passed in Criminal Misc.
No. 37756 of 2017 and petitioner has no criminal antecedent and



has been in judicial custody since 26.06.2017.

Heard learned A.P.P. also.

Having heard both sides, considering the fact in this case huge quantity of liquor has been recovered, as such, this application is disposed of with the direction to the court below to release the petitioner to his own satisfaction once charge is framed in this case or after completion of five months of judicial custody of the petitioner, whichever is earlier.

(Vinod Kumar Sinha, J)

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