

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No. 39696 of 2017

Arising Out of PS.Case No. -41 Year- 2017 Thana -NADI P.S. District- PATNA

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Kanchan Kumar S/o Lala Rai, R/o Village – Rustampur Teenpolia, P.S. –
Raghopur, District – Vaishali.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mrs. Rina Sinha

For the Opposite Party/s : Mr. Sanjay Kumar Tiwary 1

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CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

2 19-08-2017 Heard Smt. Rina Sinha, learned counsel for the
petitioner and learned Addl. Public Prosecutor.

The sole petitioner, who is in custody since
14-06-2017 in Special Case No. 2696 of 2017, arising out of Nadi
P.S. Case No. 41 of 2017, registered for offence under Sections
30(A) & 36 of Bihar Prohibition and Excise Act, 2016, has prayed
for grant of bail.

Learned counsel for the petitioner submits that
petitioner was innocent and he had taken a lift in a Tata-407
vehicle and while he was moving to his destination the said
vehicle was intercepted by the police and from the vehicle, in
question, huge quantity of Indian make foreign liquor was
recovered and petitioner alongwith driver & *khalashi* of the
vehicle was made accused. She further submits that even the



driver had disclosed that as if petitioner was a passenger. By way of referring to statement made in paragraph – 3 of the petition, it was submitted by learned counsel for the petitioner that petitioner is having clean antecedent.

Considering the nature of accusation, clean antecedent as well as period of custody, let the petitioner namely Kanchan Kumar 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 learned Additional Sessions Judge – IX, Patna in connection with Spl. Case No. 2696 of 2017, arising out of Nadi P.S. Case No. 41 of 2017.

(Rakesh Kumar, J.)

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