

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.61141 of 2017

Arising Out of PS.Case No. -522 Year- 2017 Thana -NATHNAGAR District- BHAGALPUR

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Rahul Gupta, Son of Shyam Gupta, Resident of Village- Aitwari Hat Road,
P.S.- Habibpur, District- Bhagalpur.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ranjan Kumar Jha, Advocate

For the Opposite Party/s : Mr. Asharaf Ansari

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 21-12-2017 Heard the learned counsel for the petitioner and the

learned A.P.P. for the State.

The petitioner seeks regular bail in connection with
Nath Nagar (Lalmatia) P.S. Case No.522 of 2017 instituted for the
offences under Section 30(a) of the Bihar Prohibition and Excise
Act, 2016.

The allegation is regarding recovery of 26.6 litres of
foreign liquor from an Auto Rickshaw.

The learned counsel for the petitioner submits that the
petitioner is innocent inasmuch as he is not the owner of the Auto
Rickshaw and he was merely passenger of the said vehicle. It is
submitted that the petitioner has got a clean antecedent and is



languishing in custody since 21.09.2017.

Considering the nature of accusation, the period of custody already undergone and the fact that he has got a clean antecedent, I direct the petitioner named above to be released on regular bail on furnishing bail bond of Rs.10,000/- (rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned Special Court/Judge, Excise, Bhagalpur in connection with Nath Nagar (Lalmatia) P.S. Case No.522 of 2017.

(Mohit Kumar Shah, J)

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