

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.59566 of 2017**

Arising Out of PS.Case No. -712 Year- 2017 Thana -NAWADA District- NAWADA

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Sahzad Khan S/o Late Soyeb Khan @ Soebab Khan, R/o Village- Gulzar  
Nagar, P.S. & District- Nawada.

.... .... Petitioner/s

Versus

The State of Bihar

.... .... Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Sheo Kumar Prasad, Advocate

For the Opposite Party/s : Mr. Dr. Ajeet Kumar

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**CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH**  
**ORAL ORDER**

2      22-12-2017                      Heard the learned counsel for the petitioner and the  
  
learned A.P.P. for the State.

The petitioner seeks regular bail in connection with  
Nawada Town P.S. Case No.712 of 2017 instituted for the  
offences under Sections 272, 273 of the Indian Penal Code and  
30(a) of the Bihar Prohibition and Excise Act, 2016.

The allegation is regarding recovery of 149 litres of  
toddy from a Pick Up Van.

The learned counsel for the petitioner submits that  
though he is the owner of the vehicle but the same was not being  
driven at the time of alleged recovery, hence he is not liable for  
the deeds of his driver. It is submitted that the petitioner has got a



clean antecedent and is languishing in custody since 22.10.2017.

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 Additional District and Sessions Judge Iind Cum Special Judge, Nawada in connection with Nawada Town P.S. Case No.712 of 2017.

**(Mohit Kumar Shah, J)**

N.H./-

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