

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.7042 of 2018

Arising Out of PS. Case No.-269 Year-2017 Thana- GARAUL District- Vaishali

=====

Pankaj Kumar Son of Brajesh Rai Resident of Village-Mansurpur Halaiya,
P.S. Goraul (Kathara O.P.), District Vaishali.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Mukesh Kumar

For the Opposite Party/s : Smt. Reena Sinha

=====

**CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL**

ORAL ORDER

2 12-02-2018 Heard learned counsel for the petitioner and learned APP
for the State.

The petitioner seeks bail in connection with Goraul
(Kathara O.P.) P.S. Case no. 269 of 2017 registered under
Section 30(a), 32(II), 38(II), 41(I) of Bihar Prohibition & Excise
Act-2016.

1231.92 lts. of foreign liquor was seized from a truck and
Tata Magic in the course of unloading the same allegedly by
petitioner and others. Petitioner and two others managed to
escape while four accused persons were apprehended.

It is submitted by learned counsel for the petitioner that the
petitioner has been falsely implicated in the case. No
incriminating article has been recovered from his conscious
physical possession. Petitioner has no concern either with the
aforesaid vehicle or with the seized liquor. The aforesaid liquor



was allegedly being unloaded in front of door of the petitioner without his knowledge. Though, informant is said to have got the information regarding loading of the said liquor by the petitioner and two others but he has not given any identity and genuineness of the source of information. The petitioner has been languishing in custody since 30.12.2017. Similarly situated co-accused persons namely, Md. Rashid, Md. Nazim and Md. Khalid, who were apprehended on the spot have been enlarged on bail by a co-ordinate Bench of this Court vide order dated 12.01.2018 passed in Cr. Misc. no. 62754 of 2017.

Considering the facts and circumstances of the case, the above named petitioner is directed to be enlarged on bail on bail on furnishing bail bonds of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of learned Addl. Sessions Judge-II-cum-Special Judge, Excise Act, Vaishali at Hajipur in connection with Goraul (Kathara O.P.) P.S. Case no. 269 of 2017.

(Prakash Chandra Jaiswal, J)

rohit/-

U		T	
---	--	---	--

