

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.25003 of 2018

Arising Out of PS.Case No. -42 Year- 2018 Thana -DUMRIAGHAT District-
EASTCHAMPARAN(MOTIHARI)

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Kundan Kumar son of Virendra Kumar Singh resident of village - Siuri
Gopinathpur, P.S. - Saraiya, District - Muzaaffarpur.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance:

For the Petitioner/s : Mr. Umesh Chandra Verma

For the Opposite Party/s : Mr. Dinesh Singh

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

2 01-05-2018 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in a case registered for the
offence punishable under Sections 272, 273, 420, 467, 468 and
471/34 of the Indian Penal Code and Section 30(a) of the Bihar
Prohibition and Excise Act, 2016.

163.740 litres of foreign liquor kept in the carton in
the dicky of the car was seized and its driver, namely, Kundan
Kumar (petitioner) and another person Satnam sitting in the said
car were apprehended.

It is submitted by learned counsel for the petitioner
that no incriminating article has been recovered from the



conscious physical possession of the petitioner. He has no concern with the seized liquor. He happens to be driver of the said vehicle and he had no knowledge of keeping of the said liquor in the carton in the dickey of the car by the owner of the vehicle namely Balvinder Singh. He has no criminal antecedent. He has been languishing in custody since 12.03.2018.

Considering the facts aforesaid, the above named petitioner is directed to 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 the learned 4th Addl. Sessions Judge cum Special Judge, Excise, East Champaran, Motihari in connection with Dumariyaghat P.S. Case No. 42 of 2018.

(Prakash Chandra Jaiswal, J)

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