

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.43868 of 2018

Arising Out of PS.Case No. -108 Year- 2018 Thana -KUCHAIKOTE District- GOPALGANJ

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Barun Singh, Son of Shambhu singh, Resident of Village- Patharwa, P.S.-
Tareya Sujan, District- Kushi Nagar (U.P.).

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Lokesh Kumar Singh

For the Opposite Party/s : Mr. Mukeshwar Dayal

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CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL
ORAL ORDER

2 20-07-2018 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 30(a),(b),(c), 38, 41(a), (b) of
the Bihar Prohibition and Excise Act, 2016.

250 litres of foreign liquor is said to have been
recovered from Wagon R car and petitioner who happens to be its
driver was apprehended. Aforesaid liquor is hailing to Sanjay
Singh and Bablu Singh as per account of the petitioner.

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 mere driver of the vehicle
in question and was plying the aforesaid vehicle as per instruction



of its owner without knowing the contents of the cartoon. He has been falsely implicated in the case at the instance of his enemies. He has no criminal antecedent. He has been languishing in custody since 16.04.2018.

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 Additional Sessions Judge-II cum Special Judge, Excise Act, Gopalganj in connection with Kuchaikote P.S. Case No. 108 of 2018.

(Prakash Chandra Jaiswal, J)

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