

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.47089 of 2018**

Arising Out of PS.Case No. -180 Year- 2018 Thana -GOVT. OFFICIAL COMPLAINT CASE  
District- SEKHPURA

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1. Mukesh Kumar, Son of Yugal Yadav, Resident of Village- Pachna, P.S.  
and District- Sheikhpura.

.... .... Petitioner/s

Versus

1. The State of Bihar.

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

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**Appearance :**

For the Petitioner/s : Mr. Dr. Anjani Pd. Singh

For the Opposite Party/s : Mr. Nand Kumar

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

2      02-08-2018      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 Section 30 (A) of the Bihar Prohibition and  
Excise Act, 2016.

30 liters of foreign liquor is said to have been recovered  
from the Maruti Suzuki car and the petitioner who happens to be  
its driver was 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. The petitioner happens to be driver of the car in



question and he had no knowledge of keeping of the said liquor in the car. He was plying the car at the instruction of his owner. There is violation of Section 100 Cr.P.C. He has no criminal antecedent and has been languishing in custody since 17.07.2018.

In the facts and circumstances of the case, 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 District and Sessions Judge, Sheikhpura in connection with Sheikhpura P.S. Case No. 180 C2 of 2018.

**(Prakash Chandra Jaiswal, J)**

Kr. Uday/-

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