

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.49033 of 2018

Arising Out of PS. Case No.-225 Year-2018 Thana- GOVERNMENT OFFICIAL COMP.
District- Gaya

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Pinku Singh, Son of Rajendra Singh, resident of Village- Chaputoli, P.S.
Pundar, District- Ranghi, (Jharkhand).

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Amod Kumar Singh
For the Opposite Party/s : Mr. Shantanu Kumar, APP

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

ORAL ORDER

2 10-08-2018 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in connection with Gaya
Excise Case No. 225 of 2018 registered for the offence
punishable under Section 30(a) of Bihar Prohibition Excise Act,
2016.

102 lts. of foreign liquor is said to have been
recovered from secret box made in the car and 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 conscious
physical possession of the petitioner. He has no concern with the
seized liquor. He happens to be driver of the aforesaid car and



was playing the same as per instruction of its owner without any knowledge of keeping of liquor in the secret box made in the car by its owner. There is no compliance of Section 100 Cr.P.C. He has no criminal antecedent. He has been languishing in custody since 30.06.2018.

In the facts and circumstances of the case, the above named petitioner is directed to be enlarged on bail on furnishing bail bonds of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned Special Excise Judge, Gaya in connection with Gaya Excise Case No. 225 of 2018 .

(Prakash Chandra Jaiswal, J)

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