

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.50577 of 2018

Arising Out of PS.Case No. -92 Year- 2018 Thana -KUNDWACHAINPUR District-
EASTCHAMPARAN (MOTIHARI)

=====

Manish Jaiswal, S/o. Umesh Prasad, R/o. Village- Ruphari, P.S.-
Shikarganj, District- East Champaran.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Anil Kumar

For the Opposite Party/s : Smt. Veena Kumari Jaiswal

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CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL

ORAL ORDER

2 16-08-2018 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 Sections 272, 273 and 414/34 of the
Indian Penal Code and Section 30(a) of the Bihar Prohibition and
Excise Act, 2016.

108 litres of Nepali saufi wine is said to have been
recovered from the Maruti Car. 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. He happens to be driver of the said car and



had no knowledge of keeping of said liquor in the bag by its commuter. Who managed to escape leaving the aforesaid bag containing liquor in the car seeing the police personnel. He has no criminal antecedent. He has been languishing in custody since 24.06.2018.

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 VIIth Additional Sessions Judge cum Special Judge, Excise, East Champaran, Motihari in connection with Kundwa Chainpur P.S. Case No. 92 of 2018.

(Prakash Chandra Jaiswal, J)

Kr. Uday/-

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