

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.51798 of 2018

Arising Out of PS.Case No. -324 Year- 2018 Thana -ALAMGANJ District- PATNA

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Anil Roy, Son of Late Chandeshwar Rai, resident of village – Dewan Tok,
P.S.-Ganga Bridge, District – Vaishali.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Usha Kumari Singh

For the Opposite Party/s : Mr. Rajkishore Singh

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CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL
ORAL ORDER

2 23-08-2018

Heard learned counsel for the petitioner and learned

APP for the State.

Petitioner seeks bail in a case registered for the
offence punishable under Section 30(a) of the Bihar Prohibition
and Excise Act, 2016.

100 litres of country made liquor is said to have
been recovered from the dickey of the Indica car and the petitioner
sitting in the car was apprehended while driver of the said car
managed to escape.

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
either with the seized liquor or car in question. He has been falsely
implicated in the case. He happens to be simple commuter of the



said car and he had no knowledge of keeping of the liquor in the dickey of the car by its driver who managed to escape leaving the aforesaid liquor laden car seeing the police personnel. He has no criminal antecedent. He has been languishing in custody since 26.06.2018.

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 Special Judge, Excise, Patna in connection with Special Case No. 5860 of 2018 arising out of Alamganj P.S. Case No. 324 of 2018.

(Prakash Chandra Jaiswal, J)

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