

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.50017 of 2018

- =====
1. Sanam Kumar Son of Sri Lal Bihari Prasad
 2. Tuntun Kumar Son of Sri Mohan Prasad Both Resident of Village-
Noniapura, Police Station- Krishna Braham, District-Buxar.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sanjana

For the Opposite Party/s : Mr. Akshay Lal Pandit

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CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA JAISWAL
ORAL ORDER

3 23-08-2018 Heard learned counsel for the petitioners and learned
APP for the State.

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

180 litres of country made liquor is said to have
been recovered from the dickey of the Honda City Car and
petitioners sitting in the said car were apprehended.

It is submitted by learned counsel for the petitioners
that no incriminating article has been recovered from the
conscious physical possession of the petitioners. They have no
concern either with the seized liquor or with the car in question.
They happen to be simple commuter of the said car and were



travelling without knowledge of keeping of the said liquor in its dickey by its driver and driver managed to escape leaving liquor laden car there seeing the personnel of Excise Department. There is violation of Section 100 Cr.P.C. They have no criminal antecedent. They have been languishing in custody since 24.07.2018.

Considering the facts aforesaid, the above named petitioners are directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) each with two sureties of the like amount each to the satisfaction of the learned Special Judge, Excise Act, Kaimur at Bhabua in connection with Excise Case No. 669 of 2018 (P.R. No. 1 of 2018-19).

(Prakash Chandra Jaiswal, J)

Kr. Uday/-

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