

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.36998 of 2018

Arising Out of PS. Case No.-26 Year-2018 Thana- NTPC KHAIRA District- Aurangabad

Murari Kumar S/o Vishwanath Sharma resident of village - Block Road,
Japla, Ward No. 1, P.S Hussainabad, District Palamu (Jharkhand).

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Bhaskar Shankar

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

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

ORAL ORDER

3 03-07-2018 Heard learned counsel for the petitioner and
learned APP for the State.

The petitioner seeks bail in connection with
N.T.P.C. Khaiara P.S. Case No. 26 of 2018 registered under
Section 30(a), 38 of Bihar Prohibition and Excise Act-2016.

220 lts. of country made liquor is said to have
been recovered from Maruti Zen 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 simple driver
of the vehicle in question and was transporting the plastic bag



as per instruction of its owner without knowing contents of the said bag. The seizure list does not bear the signature of petitioner. He has been falsely implicated in this case. He has no criminal antecedent. He has been languishing in custody since 08.05.2018.

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 Addl. Sessions Judge-VII-cum-Special Judge, Excise, Aurangabad in connection with N.T.P.C. Khaiara P.S. Case No. 26 of 2018.

(Prakash Chandra Jaiswal, J)

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