

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.38491 of 2018

Arising Out of PS.Case No. -33 Year- 2018 Thana -AMBA District- AURANGABAD

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1. Abdul Ansari, Son of Samim Ansari, resident of Village- Urumur,
P.S.- Kuruk, District- Lohardaga (Jharkhand).

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Vishwa Ranjan Choudhary

For the Opposite Party/s : Smt. Anusuiya Jaiswal

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

ORAL ORDER

02 02-07-2018

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 Section 30 (a)/38 of the Bihar
Prohibition and Excise Act, 2016.

108 liters of foreign liquor is said to have been
recovered from the pickup van and petitioner who happens to be
driver of the aforesaid vehicle and two other accused persons were
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. The petitioner happens to be driver of the vehicle in



question and he had no knowledge of keeping the said liquor in carton beneath the tomato in his vehicle. He was plying the vehicle at the instruction of his owner. He has no criminal antecedent and has been languishing in custody since 05.05.2018.

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 Additional Sessions Judge-VII-cum-Special Judge Excise, Aurangabad in connection with Amba P.S. Case No. 33 of 2018.

(Prakash Chandra Jaiswal, J)

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