

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.49524 of 2018

Arising Out of PS. Case No.-78 Year-2018 Thana- GOVERNMENT OFFICIAL COMP.
District- Gaya

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Sanjay Ravidas son of Sri Bhola Ravidas resident of Village+ P.S. Rajauli
District Nawadah.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ram Prawesh Kumar
For the Opposite Party/s : Mr. Ram Naresh Ray

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

ORAL ORDER

3 27-08-2018 Heard learned counsel for the petitioner and

learned APP for the State.

The petitioner seeks bail in connection with Excise
Case No. 78 of 2018 registered for the offence punishable
Section 30 (a) of Bihar Prohibition Excise Act, 2016.

336 lts. of beer and 9 lts. of foreign liquor are said
to have been recovered from KUV vehicle and petitioner, who is
said 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 driver of the said vehicle and
was plying it as per instruction of its owner without any



knowledge of keeping of liquor in the cartoon on the vehicle by its owner. There is no compliance of Section 100 Cr.P.C. He has no criminal antecedent. He has been languishing in custody since 29.05.2018.

In the facts and circumstances of the case, the above named petitioner is directed to be enlarged on bail on furnishing bail bonds of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned Special Judge, Excise, Gaya in connection with Excise Case No. 78 of 2018.

(Prakash Chandra Jaiswal, J)

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