

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.30270 of 2018

Arising Out of PS. Case No.-71 Year-2018 Thana- MANJHI District- Saran

=====

Pramod Kumar, S/o Kalesher Singh, Resident of Village- Banuara, P.S.-
Parsa, District- Saran.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Anurag Saurav

For the Opposite Party/s : Mr. Iftekhar Mahmood

=====

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

ORAL ORDER

4 20-07-2018 Heard learned counsel for the petitioner and
learned APP for the State.

The petitioner seeks bail in connection with
Manjhi Sadar P.S. Case No. 71 of 2018 registered under
Sections 188/420 of I.P.C. and Sections 30, 30(a) and 38 of the
Bihar Prohibition and Excise Act-2016.

6580 lts. of foreign liquor is said to have been
recovered from truck 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 driver of the truck in



question and he had no knowledge of keeping of liquor in the said truck. He has no criminal antecedent. He has been languishing in custody since 03.04.2018.

On the other hand, learned APP vehemently opposed the bail prayer of the petitioner and submitted that huge quantity of foreign liquor has been recovered from truck and petitioner who happens to be its driver having full knowledge of keeping of liquor in the aforesaid truck. Hence, he does not deserve bail.

In the facts and circumstances of the case, I am not inclined to enlarge the petitioner on bail. Accordingly, his prayer is rejected.

However, learned court below is directed to conclude the trial as expeditiously as possible preferably within six months from the date of receipt/production of a copy of this order and S.P. Saran is directed to ensure production of the witnesses in the case on each and every date fixed without fail.

Let a copy of this order be communicated to S.P. Saran by fax for needful.

(Prakash Chandra Jaiswal, J)

rohit/-

U		T	
---	--	---	--

