

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.46139 of 2018

Arising Out of PS. Case No.-77 Year-2018 Thana- SANOKHAR District- Bhagalpur

Tinku Kumar S/o Manoj Das, R/o Vill.- Jhallu Das Tola, Tintanga, P.S.-
Rangra, District- Bhagalpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ranjan Kumar Jha
For the Opposite Party/s : Mr. Ramchandra Sahani

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

ORAL ORDER

2 30-07-2018 Heard learned counsel for the petitioner and
learned APP for the State.

The petitioner seeks bail in connection with
Sanokhar P.S. Case No. 77 of 2018 registered under Section 188
of the Indian penal Code and Sections 30(a) and 30(f) of Bihar
Prohibition and Excise Act, 2016.

160 lts. of foreign liquor is said to have been
recovered from Magic vehicle and petitioner sitting in it was
apprehend while its driver and another accused managed to
escape.

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 either
with the seized liquor or with the vehicle in question. He



happens to be simple commuter of the vehicle in question and was travelling in it without any knowledge of keeping of liquor in the said vehicle by its driver, who managed to escape seeing the police party leaving the aforesaid liquor laden vehicle. He has no criminal antecedent. He has been languishing in custody since 28.05.2018.

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 Additional District and Sessions Judge-II-cum-Special Judge, Excise, Bhagalpur in connection with Sanokhar P.S. Case No. 77 of 2018.

(Prakash Chandra Jaiswal, J)

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