

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.27574 of 2018

Arising Out of PS. Case No.-345 Year-2017 Thana- GOVERNMENT OFFICIAL COMP.
District- Muzaffarpur

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Md. Subhan S/o Md. Ibrahim, R/o Vill.- Begampatti, P.S.- Goraul (Kathara
O.P.), Distt.- Vaishali.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

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Appearance :

For the Petitioner : Mr. Kaushal Kishor, Adv.

For the Opposite Party : Mr. Shailendra Kumar Singh, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE S. KUMAR

ORAL ORDER

5 06-09-2018 Heard learned counsel for petitioner and learned
counsel for the State.

Petitioner is apprehending his arrest in connection
with Excise Case No. 345 of 2017 for the offences registered
under Section 30(a), 32(C) and 38 of the Bihar Prohibition and
Excise Act, 2016.

Informant is a police officer, who in his written
complaint has stated that he received a secret information that
liquor trader Mukesh Rai and Sonelal Rai have brought a
consignment of wine and they will deliver it to trader Damodar
Rai, Majit Rai, Manoj Sah and Awadesh Kumar. On such
information he went to that place with other police personnel
and seized one Bolero vehicle and accused Pappu Sah (Driver)
and Dharendra kumar was caught by them thereafter when they
went forward they saw a truck standing beside the road, seeing



police personnel three persons fled away from the truck thereafter 4131.36 liters of foreign liquor have been recovered from the truck.

It has been submitted on behalf of the petitioner that he is innocent and has been falsely implicated in this case being owner of Bolero. He has no concern with the seized vehicle and he has no any vehicle. He has no criminal antecedent.

Considering the facts and circumstances of the present case, let petitioner, above named, in the event of arrest or surrender within a period of four weeks from the date of receipt/production of a copy of this order, be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand only) with two sureties of the like amount each to the satisfaction of the learned 3rd Additional Sessions Judge Cum Special Judge Excise, Muzaffarpur in connection with Excise Case No. 345 of 2017, P.R. No. 21 of 2017-18, subject to the condition as laid down under Section 438(2) of the Code of Criminal Procedure.

(S. Kumar, J)

Rajiv/manoj

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