

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.8036 of 2018

Arising Out of PS. Case No.-516 Year-2017 Thana- SAUR BAZAR District- Saharsa

Md. Alam, S/o Late Md. Rafique, R/o Gangjala Ward No. 15, P.S. + District- Saharsa.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Shiva Shankar Sharma

For the Opposite Party/s : Mr. Shantanu Kumar

CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA JAISWAL

ORAL ORDER

2 15-02-2018 Heard learned counsel for the petitioner and learned APP
for the State.

The petitioner seeks bail in connection with Sour Bazar P.S. Case No. 516 of 2017 registered under Section 30(a) of Bihar Prohibition and Excise Act-2016.

500 lts. of illicit liquor is said to have been recovered from Sumo Grand vehicle and petitioner who happens to be driver of the vehicle and one other person sitting in the vehicle namely, Md. Amir were apprehended.

It is submitted by learned counsel for the petitioner that no incriminating article has been recovered from his conscious physical possession. Petitioner happens to be driver of the vehicle and he had no knowledge of transporting the said liquor



in the plastic bag by its commuter in the vehicle. He has no concern with the seized liquor. He has no criminal antecedent. He has been languishing in custody since 11.11.2017.

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 Act, Saharsa in connection with Sour Bazar P.S. Case No. 516 of 2017.

(Prakash Chandra Jaiswal, J)

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