

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.37223 of 2018

Arising Out of PS. Case No.-246 Year-2018 Thana- BANKA District- Banka

Manoj Kumar @ Manoj Kumar Saha S/o Jagdish Sah, R/o Vill.- Tarapur, P.S.-
Hiranpur, District- Pakur (Jharkhand).

... .. 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. Anil Prasad Singh

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

ORAL ORDER

3 03-07-2018 Heard learned counsel for the petitioner and
learned APP for the State.

The petitioner seeks bail in connection with Banka
Barahat P.S. Case No. 246 of 2018 registered under Sections
30(a) (g) and 32 (2) of Bihar Prohibition and Excise Act, 2016.

172 lts. of foreign liquor is said to have been
recovered from Maruti car 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 simple driver
of the vehicle in question and was transporting the said vehicle



as per instruction of its owner who had disclosed him about keeping of the mango in the said vehicle. He has been falsely implicated in this case. He has no criminal antecedent. He has been languishing in custody since 04.04.2018.

In the facts and circumstances of the case, the above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned 2nd Addl. Sessions Judge, Banka in connection with Banka Barahat P.S. Case No. 246 of 2018.

(Prakash Chandra Jaiswal, J)

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