

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.23472 of 2018

Arising Out of PS. Case No.-208 Year-2018 Thana- BARACHATTI District- Gaya

Subhash Singh S/o Tapeswar Singh, R/o Vill.- Shapur, P.S.- Nagar, District-
Aurangabad.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sanjay Kumar

For the Opposite Party/s : Mr. Anil Prasad Singh

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

ORAL ORDER

2 26-04-2018 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in connection with
Barachatti P.S. Case no. 208 of 2018 registered under Sections
30(a), 38, 47 of Bihar Prohibition & Excise Act-2016.

38 lts. of country made liquor and 9 lts. of foreign
liquor are said to have been recovered from a 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 had no knowledge of carrying the said
liquor in the aforesaid vehicle by its commuter who managed to



escape seeing the police party. He has been falsely implicated in the case at the instance of his enemy. He has no criminal antecedent. He has been languishing in custody since 20.03.2018.

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 Special Judge, Excise, Gaya in connection with Barachatti P.S. Case no. 208 of 2018.

(Prakash Chandra Jaiswal, J)

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