

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.9628 of 2019

Arising Out of PS. Case No.-191 Year-2018 Thana- VAISHALI District- Vaishali

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Santosh Sah, aged about 32 years, Male, Son of Ramswrup Sah @ Sarup Sah
Resident of Village Husepur Parani Chhapra, P.S. Sahebganj, District
Muzaffarpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Bela Singh

For the Opposite Party/s : Mr.Pushpa Sinha

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

2 19-02-2019 Heard both sides.

Petitioner apprehends his arrest in Vaishali P.S. Case
No.191 of 2018, registered under Sections 30(a), 32(2) and
41(1) of the Bihar Prohibition and Excise Act, 2016.

The informant got information that one Ram Kumar
illegally used to sell illicit liquor from a government building
and when the police went to verify the information, 4-5 persons
managed to flee away. The Choukidar identified one person as
Ram Kumar. From the government building liquor was
recovered. A magic vehicle was also found from which huge
quantity of liquor was recovered.

Learned counsel for the petitioner submits that the
petitioner is the owner of the magic vehicle. Petitioner was not



apprehended on the spot. Petitioner had no knowledge about carrying the liquor from his vehicle. The driver of the vehicle was plying the vehicle on hire. Nobody has named the petitioner and stated that petitioner was indulged in selling any illegal liquor.

Taking into consideration the facts that the petitioner is the owner of the magic vehicle bearing registration no.BR06GC/1022 and the vehicle was being plied on hire, let petitioner, above named, in the event of his arrest or surrender before the court below within a period of four weeks from the date of receipt of this order, 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 Additional Sessions Judge-cum-Special Judge Excise Act, Vaishali in connection with Vaishali P.S. Case No.191 of 2018, subject to the conditions laid down under Section 438(2) Cr.P.C.

(Prabhat Kumar Jha, J)

S.KUMAR/-

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