

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.24455 of 2019

Arising Out of PS. Case No.-9 Year-2019 Thana- SARAI District- Vaishali

Gurmit Singh, Son of Baksis Singh @ Bagnis Singh Resident of Village -
Kata Shree Nagar Colony, P.S.- Udhogya Nagar, Distt - Kota.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Anuj Kumar

For the Opposite Party/s : Mr.Arbind Kumar Pandey (App)

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

2 16-04-2019 Heard learned counsel for the petitioner and State.

The petitioner is in custody in connection with Sarai
P.S. Case No. 09 of 2019 for the offence under Sections 414/34
of the Indian Penal Code and Sections 30(a) and 32(2),
35(a),38(1) and 41(1) of the Bihar Prohibition and Excise Act,
2018.

Learned counsel for the petitioner submits that the
petitioner has got no criminal antecedent and he is in custody
since 10.01.2019. He further submits that in the instant case
total 3740.4 litres of liquor was seized. He also submits that the
petitioner is the driver of the vehicle. Learned counsel submits
that the petitioner is neither the owner of the vehicle nor the
owner of the seized liquor. He submits that the petitioner was
asked to carry the vehicle under the impression that Cement is



loaded on the truck

Considering the fact that the seriousness of the offence is not classified on the basis of quantity and the fact that the petitioner has got no criminal antecedent and he has remained in custody for more than three months, the petitioner, named above, is directed to be released on bail on furnishing bail bonds of Rs.10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of Additional Sessions Judge-II-Cum-Special Judge, Excise Act, Vaishali, Hajipur in connection with Sarai P.S. Case No. 09 of 2019.

(Anil Kumar Upadhyay, J)

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