

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.31270 of 2019**

Arising Out of PS. Case No.-10 Year-2019 Thana- KALER District- Jehanabad

Nasib Khan, S/o Roshan Khan @ Roshan Lal, R/o village- Gola Cheeka, P.S.-  
Cheeka, District- Kaithal (Haryana)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Akhauri Kamal Kishore Sahay  
For the Opposite Party/s : Mr. Parmanand Kumar

**CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR**  
**ORAL ORDER**

2      10-05-2019                      Heard learned counsel for the petitioner and learned  
APP for the State.

Petitioner seeks bail in a case registered for the  
offences punishable under Sections 30(a) of the Bihar  
Prohibition and Excise Act, 2016.

Petitioner is driver of the truck from which foreign  
liquor was recovered.

Submission is that petitioner is not the regular driver  
of the said truck, rather, on the order of the owner, he was to  
carry garlic to the State of Bihar and within that liquor was  
hidden.

Considering the entire facts, let the petitioner, above  
named, who has got no criminal antecedent be released on bail  
**after completion of investigation** on furnishing bail bond of  
Rs.20,000/- (Rupees Twenty Thousand) with two sureties of the



like amount each to the satisfaction of learned Court below where the case is pending in connection with Excise Case No. 173 of 2019 arising out of Kaler Police Station Case No. 10 of 2019, with the following conditions:

(a) Both the bailors shall be the resident of territorial jurisdiction of the learned court-below having immovable property.

(b) The petitioner shall fully cooperate with the investigation/trial of the case, failing which the court below shall be at liberty to cancel the bail bond of the petitioner.

**(Birendra Kumar, J)**

Rajan/Banti

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