

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.61291 of 2019

Arising Out of PS. Case No.-280 Year-2019 Thana- RAJAOLI District- Nawada

OM PRAKASH CHAUHAN, aged about 39 years, Sex-Male, Son of Ram Briksha Chauhan, Resident of Village - Makhdumpur Kodaria, P.S.- Karja, Dist.- Muzaffarpur.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr.Bipin Kumar, Advocate.
For the Opposite Party : Mrs.Sangeeta Sharma, A.P.P.

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 26-09-2019 Heard learned counsel for the petitioner and learned counsel for the State.

The petitioner seeks bail in a case for the offence registered under Section 30(a) of the Bihar Prohibition and Excise Act, 2016.

The prosecution story, in brief, is that total 4400 liters spirit is said to have been recovered.

It has been submitted by learned counsel for the petitioner that the petitioner is languishing in custody since 08.08.2019. The petitioner has got no criminal antecedent. The petitioner has falsely been implicated in the present case. There is no allegation of tampering with the witnesses alleged against the petitioner. It is alleged that total 4400 liters spirit is



recovered from the Truck in question. The petitioner is alleged to be the driver of the Truck in question. He had no knowledge regarding the nature of goods booked by the Transporter. There is no compliance of Section 100 Cr. P.C.

On behalf of the State, it is submitted that the petitioner is named in the F.I.R/ Complaint Case.

Considering the aforesaid facts and circumstances, let the petitioner above named, be released 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 Additional District Judge-2nd-cum-Special Judge, Nawada, in connection with Rajauli P.S. Case No. 280 of 2019.

(Sudhir Singh, J)

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