

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.17885 of 2020

Arising Out of PS. Case No.-233 Year-2019 Thana- SANGRAMPUR District- East
Champaran

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RAHUL KUMAR TIWARY @ RAHUL TIWARY Son of Krishna Kant
Tiwari Resident of Village- and P.O.- Nagdaha, P.S.- Malahi, Dist.- East
Champaran, Motihari.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Jay Prakash Sharma, Advocate

For the Opposite Party/s : Mr.Md. Iftekhar Mahmood, Addl Public Prosecutor

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 12-06-2020 Heard learned counsel for the petitioner as well as

learned counsel for the State.

Petitioner apprehends arrest in a case registered for
the offences punishable under Section 30a and other allied
sections of the Bihar Prohibition and Excise Act.

Police seized a container/vehicle carrying 192.735
liters of foreign liquor and on search petitioner's driving licence
was recovered from the cabin of the said container.

Learned counsel for the petitioner submits that the
petitioner has falsely been implicated in this case and he has no
concern with the said recovery and nothing incriminating has
been recovered from his possession. He submits that though the
petitioner is a driver but he was on leave on the relevant date.



In view of the allegation of recovery of petitioner's driving licence from the cabin of a career which was being utilized for transportation of illegal foreign liquor, prayer for bail of the petitioner is refused with direction to surrender and seek regular bail which would be considered on its own merit without prejudice.

(Prabhat Kumar Singh, J)

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