

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.33173 of 2020

Arising Out of PS. Case No.-115 Year-2020 Thana- GOH District- Aurangabad

ANUP KUMAR Son of Ramji Saw Resident of Village - Bandua, P.S.-
Chainpur, Distt.- Palamu (JHARKHAND).

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr.Leelawati Kumari
	:	Mr.Aman Vishal
For the Opposite Party/s	:	Mr.Balmukund Prasad Sinha (APP)

CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI SHARAN SINGH

ORAL ORDER

2 17-12-2020 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor appearing on behalf of the State.

This application for grant of regular bail arises out of
Goh P.S. Case No. 115 of 2020 registered for the offence
punishable under Section 30 (a) of the Bihar Prohibition and
Excise (Amendment) Act, 2018.

One pick-up vehicle and a white Scorpio vehicle
were intercepted by the police, on the basis of secret
information, of carriage of illicit liquor in the said vehicles. The
petitioner was driving Scorpio vehicle. Allegedly, from the
Scorpio vehicle 90 liters of Indian made foreign liquor was
recovered. The petitioner is in custody since the date he was
arrested by the police i.e. on 13.08.2020.



Learned counsel appearing on behalf of the petitioner has submitted that, even if, what has been alleged in the F.I.R., is treated to be correct that from the petitioner's vehicle only 90 liters of illicit liquor was recovered and he being the driver of the vehicle, was unaware, as to what had been loaded by the owner of the vehicle, in the vehicle. It has been stated that in paragraph 3 of the application that the petitioner has no criminal antecedent.

Considering the above, this application is allowed.

Let the petitioner, above named, be released 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 Additional District and Sessions Judge, VII-cum-Special Judge (Excise), Aurangabad (Bihar) in Goh P.S. Case No. 115 of 2020.

(Chakradhari Sharan Singh, J)

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