

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.34182 of 2021

Arising Out of PS. Case No.-267 Year-2020 Thana- GOVERNMENT OFFICIAL COMP.
District- Rohtas

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ALOK KUMAR Son of Rama Shankar Singh Resident of Village - Chitawan,
P.S.- Dinara, Distt.- Rohtas at Sasaram.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Babu Nandan Prasad, Advocate
For the Opposite Party/s : Mr. Binod Kumar, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 13-12-2021 Heard the learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner seeks regular bail in connection with
Excise Case No. 267 of 2020 for the offence registered under
Section 30(a) of the Bihar Prohibition and Excise Amendment
Act, 2018.

The allegation is regarding recovery of 4233.64 litres
of illicit liquor from a truck and the petitioner is stated to be
driver of the truck.

The learned counsel for the petitioner has submitted
that the petitioner is innocent, has been falsely implicated in the
present case, is having a clean antecedent and he is languishing
in custody since 22.12.2020. The learned counsel for the



petitioner has further submitted that the petitioner is merely the driver of the truck in question and he was not having any knowledge about the contents of the consignment loaded on the said truck.

Per contra, Shri Binod Kumar, learned APP for the State has vehemently opposed the prayer for bail.

Having regard to the facts and circumstances of the case, considering the submissions made by the learned counsel for the petitioner and taking into account the materials available on record as also considering the fact that the petitioner is merely the driver of the truck in question and he is languishing in custody since 22.12.2020, I deem it fit and proper to direct for release of the petitioner herein on regular bail.

Accordingly, the petitioner, above named, is directed to 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 learned Additional Sessions Judge-2nd-cum-Special Judge, Excise, Rohtas at Sasaram in connection with Excise Case No. 267 of 2020.

(Mohit Kumar Shah, J)

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