

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No. 29285 of 2020

Arising Out of PS. Case No.-5 Year-2020 Thana- GOVERNMENT OFFICIAL COMP.
District- Sitamarhi

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AJIT KUMAR Son of Lakshman Prasad Yadav Resident of Village- Gurda
Ghaush Nagar, P.S.- Mahindwara, District- Sitamarhi- 843117

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Surendra Kishore Thakur
For the Opposite Party/s : Mr.APP

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 20-01-2021 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner apprehends his arrest in connection
with G.O. Case No. 05/2020 registered for the offences
punishable under Sections 30(a) of the Bihar Prohibition and
Excise Act.

As per the prosecution case, 4709.520 litres of foreign
liquor was being unloaded from a truck to three small vehicles
bearing Registration No. Tata 407-06G-6591 and Bolero Pick
Up Van bearing its Registration No. BRO6GD 7348 and co-
accused Satyam Kumar was arrested who was driver of the
Pick-up van bearing its Registration No. BRO6GD 0179.

It is submitted on behalf of the petitioner that the



petitioner has been made accused simply because he is the owner of the pick-up van and nothing has been recovered from the conscious possession of the petitioner. It is further submitted that without the knowledge of the petitioner, wine was being loaded by the driver.

Considering the aforementioned facts and circumstances, let the petitioner above named be released on bail, in the event of his arrest or surrender before the court below within a period of eight weeks from today, on furnishing bail bonds of Rs.10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge-II-cum-Special Judge, Excise, Sitamarhi, in connection with G.O. Case No. 05/2020, subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

(Prabhat Kumar Singh, J)

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