

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.41967 of 2021

Arising Out of PS. Case No.-384 Year-2021 Thana- ARARIA District- Araria

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Rahul Kumar @ Rahul Kumar Yadav Son of Naresh Yadav Resident of
Village- Magheli Bazar Ward No.15, Police Station- Shankarpur, District-
Madhepura.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Mukesh Kumar Rana

For the Opposite Party/s : Mr.Anil Kumar

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 26-10-2021 Heard learned counsel for the petitioner and learned
A.P.P for the State.

The petitioner seeks bail in Araria (Bairgachhi) P.S.
Case No. 384 of 2021 corresponding to Special Case No. 482 of
2021, registered for the offence punishable punishable under
Section 30(a) of the Bihar Prohibition and Excise Act, 2016.

144 litres of foreign liquor has been recovered from
Tata Indigo car of which this petitioner was driver and he was
apprehended on the spot.

It is submitted that no recovery has been made from
conscious possession of this petitioner. Petitioner was simply
driving the vehicle and was not aware about the nature of
consignment. Petitioner is in custody since 17.11.2020 having



no criminal antecedent, as stated in para 3 of the petition.
Investigation is complete.

Considering the period of custody coupled with the fact that petitioner bears clean antecedent, the petitioner above-named, is directed to be enlarged 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 2nd Additional Sessions Judge-cum-Special Judge (Excise Act), Araria in connection with Araria (Bairgachhi) P.S. Case No. 384 of 2021 corresponding to Special Case No. 482 of 2021.

(Prabhat Kumar Singh, J)

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