

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.39031 of 2020

Arising Out of PS. Case No.-414 Year-2020 Thana- KANTI THARMAL POWER District-
Muzaffarpur

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RAMBABU JHA, Son of Bashisth Jha, Resident of Village- Rasulpur, P.S.-
Karja, District- Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ratneshwar Prasad, Advocate
For the Opposite Party/s : Md. Aslam Ansari, APP

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

2 17-02-2021 Heard learned counsel for the petitioner and State.

The petitioner is in custody in connection with Kanti
(Panapur O.P.) P.S. Case No. 414 of 2020 for the offence under
Section 30(a) of the Bihar Prohibition and Excise (Amendment)
Act.

In the instant case total 1270 litres of foreign liquor
was seized from a Pick-Up Van.

Learned counsel for the petitioner submits that the
petitioner has got no criminal antecedent and he is in custody
since 20.07.2020. He further submits that the petitioner is
neither the owner of the vehicle nor he is owner of the liquor.
He also submits that the petitioner is the driver of the vehicle.

Considering the fact that the petitioner has got no



criminal antecedent and he is the driver of the vehicle, the petitioner, named above, is directed to be released on bail on furnishing bail bonds of Rs.1,00,000/- (Rupees One lakh) with two sureties of the like amount each to the satisfaction of Special Judge, Excise Act, Muzaffarpur in connection with Kanti (Panapur O.P.) P.S. Case No. 414 of 2020.

The petitioner shall deposit Rs.1,00,000/- (One lakh) cash in the court below and the same shall abide by the final outcome in the trial i.e. if the petitioner is acquitted the amount of Rs.1,00,000/- shall be refunded in favour of the petitioner, otherwise it shall be forfeited.

(Anil Kumar Upadhyay, J)

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