

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.38848 of 2020

Arising Out of PS. Case No.-116 Year-2020 Thana- CHAND District- Kaimur (Bhabua)

Kaju Khan (M) aged about 21 years Son of Raju Khan Resident of Village -
Chandapur (Lohata), Distt.- Varanashi (U.P.).

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr.Chandra Mohan Jha, Advocate
For the Opposite Party : Mr. Aditya Narayan Singh No.1, APP

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

2 10-02-2021 Heard learned counsel for the petitioner and learned
counsel appearing on behalf of the State.

The petitioner is in custody in connection with Chand
P.S. Case No. 116 of 2020, for the offence under Sections 30(a)
of the Bihar Prohibition and Excise (Amendment) Act, 2018.

Learned counsel for the petitioner submits that the
petitioner has no criminal antecedent.

In the instant case total 405 litres of foreign liquor
was seized from the vehicle.

Learned counsel appearing on behalf of the petitioner
submits that the petitioner is the driver of the vehicle and he was
not at all aware of the fact that the liquor was kept in the cartoon
which was seized by the police from the vehicle. Petitioner is in
custody since 02.09.2020.



Considering the fact that the petitioner has no criminal antecedent and he is in custody since 02.09.2020, the Court is inclined to grant bail to the petitioner subject to the condition that the petitioner has to deposit Rs.50,000/- in cash. On depositing the amount of Rs.50,000/-, petitioner, above-named, shall be released on bail on furnishing bail bond of Rs. 50,000/- (Rupees fifty thousand) with two sureties of the like amount each to the satisfaction of Additional Sessions Judge 5th-cum-Special Judge Excise, Kaimur at Bhabua in connection with Chand P.S. Case No. 116 of 2020.

Deposit of Rs.50,000/- (Rupees fifty thousand) shall abide by final outcome of Chand P.S. Case No. 116 of 2020.

(Anil Kumar Upadhyay, J)

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