

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.3195 of 2022**

Arising Out of PS. Case No.-552 Year-2021 Thana- BEGUSARAI MUFFASIL District-
Begusarai

Shahrukh Khan S/o Junail Khan @ Junoil Khan R/o Village- Dariyabad, P.S.-
Aatar Sueya, District- Allahabad (U.P.)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Arjun Prasad

For the Opposite Party/s : Mr.Tarkeshwar Nath Thakur

**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER**

2 31-03-2022 Heard learned counsel for the parties.

The petitioner seeks bail in a case registered for the
offence under Section 120(B) of the Indian Penal Code and
Section 30(a) of Bihar Prohibition and Excise Act.

4096.08 liters of illicit foreign liquor has been
recovered from a truck, of which, this petitioner was driver.

It is submitted on behalf of petitioner that nothing has
been recovered from the conscious possession of the petitioner.
Petitioner, being driver, was not aware about the nature of
consignment and was simply following the instruction of the
owner. Petitioner claims clean antecedent and he is in custody
since 27.10.2021. Investigation is complete.

Learned A.P.P. for the State has opposed the bail
petition.



Considering the nature of allegation, clean antecedent and period of custody, the bail petition of petitioner is allowed. Let the above named petitioner 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 Special Judge, Excise Act, Begusarai in connection with Mufassil P.S. Case No. 552 of 2021.

(Prabhat Kumar Singh, J)

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