

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.4690 of 2022

Arising Out of PS. Case No.-185 Year-2021 Thana- KUTUMBA District- Aurangabad

ABHAY KUMAR S/o Dayanand Singh Resident of Village - Gopi Bigha, P.S.
Dehri (Muffassil), District - Rohtas.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Mithilesh Kumar Singh
For the Opposite Party/s : Mr.Mohammed Arif

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 01-04-2022 Heard learned counsel for the parties through video conferencing.

The petitioner seeks bail in a case registered for the offence under Section 30(a)(c) of Bihar Prohibition and Excise Act.

1400 liters of spirit has been recovered from a pick-up van, 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 is in custody since 20.11.2021. Investigation is complete.

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



Considering the nature of allegation 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 Additional Sessions Judge II cum Special Judge, Excise, Aurangabad in connection with Kutumba P.S. Case No. 185 of 2021.

(Prabhat Kumar Singh, J)

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