

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.5061 of 2022**

Arising Out of PS. Case No.-321 Year-2021 Thana- MADANPUR District- Aurangabad

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REHAN KHAN Son of Jalil Khan Resident of Village - Sauns, Chanhoh, P.S.-
Chanhoh, District- Ranchi, Jharkhand

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Ms. Rupa Kumari, Advocate

For the Opposite Party/s : Mr. Lakshmi Kant Sharma, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 08-03-2022 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

Let the defect(s), if any, be removed within a period
of four weeks after complete start of the physical Court.

The petitioner seeks regular bail in connection with
Madanpur P.S. Case No. 321 of 2021 instituted for the offences
under Sections 30(a) and 33 of the Bihar Prohibition and Excise
(Amendment) Act, 2018.

Learned counsel for the petitioner submits that the
petitioner is in custody since 04.11.2021 and is a person with
clean antecedent.

Allegation is of recovery of 1505 litre of spirit from a
pick-up van and 70 litre of spirit from a Hyundai car.

Learned counsel for the petitioner submits that the
petitioner is alleged to be the driver of the pick-up van and, as



such, he was not aware what was kept in the pick-up van by the owner of the vehicle.

Learned A.P.P. for the State vehemently opposes the prayer for regular bail of the petitioner.

Considering the fact that the petitioner is in custody, is a person with clean antecedent and charge-sheet has been submitted, let the petitioner above named be released on bail on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Additional District & Sessions Judge-II-cum-Special Judge (Excise), Aurangabad in connection with Madanpur P.S. Case No. 321 of 2021.

(Satyavrat Verma, J)

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