

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.71361 of 2021

Arising Out of PS. Case No.-279 Year-2021 Thana- GOVERNMENT OFFICIAL COMP.
District- Gopalganj

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HARI MOHAN PRASAD YADAV Son of Shri Dharmnath Prasad Yadav
Resident of village - Jalpurwa, P.S. - Goreya Kothi, District - Siwan.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Pritish Ranjan

For the Opposite Party/s : Mr.Tapeshwar Sharma

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 11-03-2022 Heard learned counsel for the petitioner and the State.

Petitioner seeks regular bail in a case registered for the offence punishable under Section 30 (a) of the Bihar Prohibition & Excise Act.

As per the prosecution case, 354.300 liters of foreign liquor has been recovered from a Bolero vehicle of which this petitioner was driver.

Learned counsel appearing for the petitioner submits that petitioner is innocent and has falsely been implicated in the case. No incriminating article has been recovered from the conscious possession of the petitioner and he is no way concerned with the alleged recovery. Petitioner being the driver of the vehicle was not aware of the nature of consignment and



was only following the instructions of the owner of the vehicle.
Petitioner claims clean antecedent and is in custody since
26.09.2021 and investigation in this case is complete.

Learned counsel appearing for the State opposes the
prayer for bail.

Considering the facts of the case and the period of
custody of the petitioner, let the petitioner, above named, 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 Additional Sessions Judge-II-cum- Special Judge,
Excise Act, Gopalganj in connection with Excise case No.
279/2021.

(Prabhat Kumar Singh, J)

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