

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.13607 of 2023

Arising Out of PS. Case No.-22 Year-2019 Thana- KISHANGANJ District- Kishanganj

RAGHUBIR GUPTA

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Md. Najmul Hodda, Advocate

For the Opposite Party/s : Mr. Raj Kishor Singh, APP

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

3 04-07-2023

Heard learned counsel for the parties.

This application has been filed for quashing the order dated 23.08.2022 in connection with Kishanganj P.S. Case No. 22 of 2019 passed by learned A.D.J. 2nd Class, Kishanganj registered for the offence under Sections 30(a)/41(c) of the Bihar Prohibition and Excise Act.

Counter affidavit filed on behalf of the State is taken on record.

The petitioner is the owner of the passenger bus and he was not found transporting the liquor, in fact, it was the driver who has transporting the illegal liquor.

There is no evidence against the petitioner. This application is allowed. The prosecution of the petitioner in connection with Kishanganj P.S. Case No. 22 of 2019 passed by



learned A.D.J. 2nd Class, Kishanganj registered for the offence under Sections 30(a)/41(c) of the Bihar Prohibition and Excise Act and all consequential proceedings are hereby quashed in the interest of justice.

(Sandeep Kumar, J)

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