

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.75592 of 2023

Arising Out of PS. Case No.-615 Year-2023 Thana- Excise P.S. District- Aurangabad

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Chhotu Kumar Son Of Durga Yadav Resident Of Village - Tikari, Mohalla -
Azad Nagar, P.S. - Aurangabad (TOWN), District - Aurangabad

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Binod Kumar Pandey
For the Opposite Party/s : Mr.Umanath Mishra

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 30-11-2023 Heard learned counsel for the petitioner and

learned APP for the State.

The petitioner is languishing in custody in a

case registered for the offences punishable under Section

30(a) of the Bihar Prohibition & Excise Act.

There is recovery of 380.16 litres of illicit

Indian made foreign liquor from a car.

It is submitted by learned counsel for the

petitioner that petitioner is innocent and he has falsely

been implicated in this case. The petitioner is driver of



the seized vehicle and he was not aware about the illicit liquor being carried in the vehicle. Nothing has been recovered from the conscious possession of the petitioner. The petitioner has no concern with the illicit liquor. The petitioner is languishing in custody since 04.08.2023.

In contra, learned A.P.P appearing on behalf of the State has vehemently opposed the prayer for bail of the petitioner.

Since petitioner is driver of the vehicle in question, he is directed to deposit a sum of Rs. 10,000/- (Rupees Ten Thousands) in the District Legal Services Authority, Aurangabad.

Considering the facts aforesaid and the period under custody, let the petitioner, above named, be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten Thousands) with two sureties of the like amount each to the satisfaction of learned Special Judge, Excise-II, Aurangabad in connection with Excise (Aurangabad)



P.S. Case No. 615 of 2023.

(Sunil Kumar Panwar, J)

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