

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.4865 of 2024

Arising Out of PS. Case No.-465 Year-2023 Thana- Excise P.S. District- Bhagalpur

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Ravi Kumar S/O RAJENDRA YADAV @ RAJO YADAV VILLAGE-
MESAURHA, PS. SIKANDRA, DIST. JAMUI.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Yogesh Chandra Verma, Sr. Adv.

Mr.Arun Kumar, Adv.

For the Opposite Party/s : Mr.Parmanand Prasad, APP

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**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

5 08-07-2024 Heard learned counsel for the petitioner and learned
APP for the State.

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

3. It is alleged that in huge quantity, i.e. 3520 litres of
cough syrup was recovered from truck of the petitioner.

4. Learned Senior Counsel appearing for the petitioner
has submitted that cough syrup is a medicine and not a
contraband. His further submission is that the petitioner is
merely a truck driver and the consignment was loaded on his
truck informing that it was medicine. He has further submitted
that the FIR itself shows that the petitioner is neither the owner



of consignment nor he is consignee of the loaded cough syrup.
He is a person of clean antecedent and he is under incarceration
for near about 10 months.

5. Learned APP has opposed the prayer for bail.

6. Considering the aforesaid facts and circumstances
and also considering the period of incarceration, let the
petitioner named above, 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 Exclusive Special
Judge-I, Bhagalpur-cum-Additional District Judge-IXth,
Bhagalpur in connection with Excise Naugachhiya P.S. Case
No. 465 of 2023 with condition that the petitioner shall
cooperate with the trial and make himself available as and when
required by the court.

**7. Before accepting the bail bond, the learned court
below shall verify the criminal antecedent of the petitioner.**

(Nawneet Kumar Pandey, J)

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