

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.42384 of 2016

=====

Pintu Tiwari S/o Late Ramchandra Tiwari Resident of Village- Sadhanpura,
P.S.- Kathaiya, District- Muzaffarpur.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

=====

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 04-10-2016

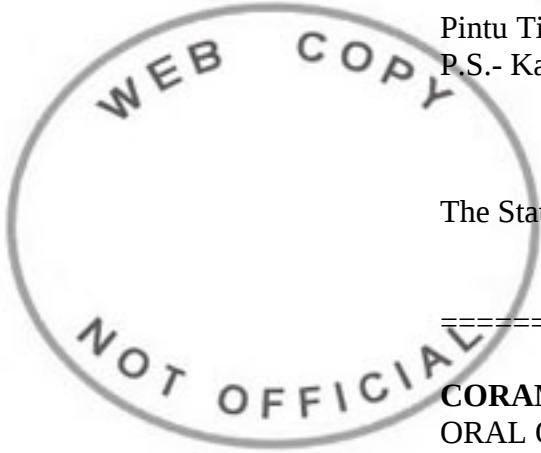
Heard learned counsel for the petitioner and the State.

The petitioner seeks bail in a case instituted under
Section 47 (a) of the Bihar Excise (Amendment) Act.

Allegation is that from the bag of petitioner foreign
liquor has been recovered.

It has been submitted on behalf of petitioner that he is in
custody since 7.8.2016. Petitioner has got no criminal antecedent.
No allegation of tampering of witnesses is alleged against
petitioner. He has been made accused due to mistake of fact. The
alleged foreign liquor is said to have been recovered from a bag
which was kept by the side of petitioner. Petitioner has no concern
with the said bag containing foreign liquor. There is no
compliance of section 100 of the Code of Criminal Procedure.

On behalf of the State, it is submitted that petitioner is
named in the F.I.R.



Considering the aforesaid facts and circumstances, let the above named petitioner be released on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand only) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Nawada, in connection with Rajauli P.S. Case no. 192 of 2016.

(Sudhir Singh, J)

sudip/-

U		T	
---	--	---	--