

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.52814 of 2016

Arising Out of PS.Case No. -113 Year- 2016 Thana -POTHIYA District- KISANGANJ

=====

1. Gopal Soren @ Gopal Sarain @ Gopal Suren son of Late Budhan Surain
resident of village - Sheikhpura, Police Station - Pothia, District -
Kishanganj.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Md. Hussain, Advocate

For the Opposite Party/s : Mr.Ram Sevak Choudhary, A.P.P.

=====

CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

2 19-12-2016 Heard learned counsel for the petitioner and the

learned A.P.P. for the State.

Petitioner is languishing in judicial custody since
27.07.2016 in connection with Pothia P.S.Case No. 113 of 2016
registered for the offence punishable under Section 47 Excise Act.

The prosecution case as lodged by the police
personnel is that on secret information, the house of the petitioner
was raided and found 10 liters illegal country made wine along
with other utensils used in making of wine along with Hero
Honda motorcycle. Accordingly, a seizure list was prepared.

It has been submitted by the learned counsel for the
petitioner that he is innocent, has falsely been implicated in false



case and there is no criminal history. It has further been submitted that charge sheet has already been submitted, hence there is no chance of tampering with the prosecution evidence.

However, learned A.P.P. for the State submits that the petitioner is named in the First Information Report, hence, opposes the prayer for bail.

Be that as it may, since charge sheet has already been submitted, let the petitioner, above named, be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the learned Sub Divisional Judicial Magistrate, Kishanganj in connection with Pothia P.S.Case No. 113 of 2016.

(Nilu Agrawal, J)

Sudha/-

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

