

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.51326 of 2016

Arising Out of PS.Case No. -344 Year- 2016 Thana -GAYA MUFFSIL District- GAYA

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Gore Sao S/o Harihar Sao Resident of Village- Nauranga, P.S.- Muffassil,
District- Gaya.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Vinod Kumar

For the Opposite Party/s : Mr. Sri Nityanand

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 05-12-2016

Heard learned counsel for the petitioner and the State.

The petitioner seeks bail in a case instituted under
Section 414 of the Indian Penal Code and 47 of the Bihar Excise
(Amendment) Act.

Allegation against petitioner is that from the tempo in
which he along with other accused was coming, 360 bottles of
foreign wine of different quantity have been recovered

It has been submitted on behalf of petitioner that he is in
custody since 22.10.2016. No allegation of tampering of
witnesses is alleged against petitioner. He has falsely been
implicated in the present case. He has not been apprehended on
the spot. Altogether 360 bottles of different quantity foreign liquor
are said to have been recovered from the tempo in which they
were travelling. There is no compliance of Section 100 of the
Code of Criminal Procedure. Other co-accused has been granted
bail vide Cr. Misc. no 46410 of 2016.

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, Gaya, in connection with Muffassil P.S. Case no. 344 of 2016.

(Sudhir Singh, J)

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