

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.53454 of 2016

Arising Out of PS.Case No. -614 Year- 2016 Thana -SITAMARHI District- SITAMARHI

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Mithu Kumar Son of late Dashrath Sah R/o Village-Punaura West Ward
No.4 P.S. & District-Sitamarhi

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ashok Kumar Jha

For the Opposite Party/s : Mr. Sri Sanjay Kumar Singh

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 16-12-2016

Heard learned counsel for the petitioner and the State.

The petitioner seeks bail in a case instituted under Sections 272 and 273 of the Indian Penal Code and 47A of the Bihar Excise Amendment Act.

Allegation against petitioner is that from his possession 9.6 litres of Nepali wine has been recovered.

It has been submitted on behalf of petitioner that he is in custody since 19.9.2016. Petitioner has got no criminal antecedent. Chargesheet has been submitted against petitioner. No allegation of tampering of witnesses is alleged against petitioner. It is alleged that 9.6 litres of Nepali wine is said to have been recovered from possession of petitioner. No compliance of Section 100 of the Code of Criminal Procedure is made.

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, Sitamarhi, in connection with Sitamarhi (Punaure O.P.) P.S. Case no. 614 of 2016.

(Sudhir Singh, J)

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