

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.44425 of 2016

Arising Out of PS.Case No. -95 Year- 2016 Thana -BHANGWANPUR HAT District- SIWAN

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Nagendra Singh S/o Rajballam Singh, resident of Village and Post- Mora
Khap, P.S.- Bhagwanpur Hat, District- Siwan.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Ranjan Kumar Dubey

For the Opposite Party : Mr. Ahmad Ali

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 18-10-2016 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner seeks bail in a case instituted under
Sections 47 of Bihar Excise Amendment Act, 2016.

The allegation against the petitioner is that 105 litres of
spirit is said to have been recovered from the possession of the
petitioner.

It has been submitted on behalf of the petitioner that the
petitioner is in custody since 12.06.2016. The petitioner has got
no criminal antecedent. There is no allegation of tampering of
witnesses alleged against the petitioner. 105 litres of spirit is said
to have been recovered from the possession of the petitioner.
There is no compliance of section 100 of the Cr.P.C. The

petitioner was the driver of the said vehicle. He had no knowledge regarding the same. There is no compliance of section 100 of the Cr.P.C.

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

Considering the aforesaid facts and circumstances, let the petitioner above named, 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 the learned A.C.J.M., Siwan, in connection with Bhagwanpur Hat P.S. Case No. 95 of 2016.

(Sudhir Singh, J.)

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