

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.42240 of 2016

Arising Out of PS.Case No. -360 Year- 2016 Thana -GOVERNMENT OFFICIAL COMP. District-
NAWADA

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Vivek Kumar S/o Dinesh Prasad Mehta Resident of Village - Bariat, P.S.
Echak, District - Hazaribagh (Jharkhand).

.... Petitioner

Versus

The State of Bihar.

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Devendra Prasad Singh

For the Opposite Party : Mr. Ajay Kumar Jha

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 03-10-2016 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner seeks bail in a case instituted under
Section 47(a) of the Bihar Excise (Amendment) Act, 2016.

Total 30.750 litres of foreign liquor are said to have
been recovered from beneath the seat, on which the petitioner was
sitting in the bus.

It has been submitted on behalf of the petitioner that the
petitioner is in custody since 03.08.2016. The petitioner has got
no criminal antecedent. There is no allegation of tampering of
witnesses alleged against the petitioner. The alleged recovery is
said to have been made from beneath the seat, on which the
petitioner was sitting in the bus. The petitioner do not claim the

alleged recovered liquor. 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 Chief Judicial Magistrate, Nawada, in connection with G.O. Case No. 360 of 2016, P.S. Rajauli, District-Nawada.

(Sudhir Singh, J.)

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