

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.28784 of 2017

Arising Out of PS.Case No. -102 Year- 2017 Thana -TEGHRA District- BEGUSARAI

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1. Vikash Kumar Son of Ashok Sah, Resident of Chillhai Rampur, P.S.-
Teghra, District- Begusarai.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Gautam Kumar Kejriwal

For the Opposite Party/s : Mr. Sri Ram Bilash Roy Raman

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CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

3 03-08-2017 Heard learned counsel for the petitioner and learned
APP for the State.

Petitioner is languishing in judicial custody since
03.04.2017 in connection with Teghra P.S. Case No. 102/17,
G.R. No. 1051 of 2017 for offences punishable under Sections
30/30-A of the Bihar Prohibition and Excise Act, 2016.

The prosecution case, as lodged by the police
personnel is that on a secret tip off that huge consignment of
foreign liquor is being transported, the police intercepted one
truck, three cars and one motorcycle and from the Scorpio Car
about 221 liters of foreign liquor was seized in which petitioner
and co-accused Gaurav Kumar were sitting and accordingly, a
seizure list was prepared.



It has been submitted by the learned counsel for the petitioner that he is innocent, nothing has been recovered from his conscious possession and that charge-sheet has already been submitted and there is no allegation of tampering with the prosecution witnesses by the petitioner. He submits that another co-accused, who was apprehended along with petitioner, has since been granted privilege of bail by a co-ordinate Bench of this Court in Cri. Misc. No. 28388 of 2017 on 07.07.2017. He further submits that provision of Section 100 of Cr.P.C. has also not been complied.

However, learned APP for the State opposes the prayer for bail.

Considering the facts and circumstances and the materials on record, let the petitioner, above named, be enlarged on bail on furnishing bail bond of Rs.10,000/-(Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge 7th Begusarai-cum-Special Judge Bihar Prohibition and Excise Act, 2016, in connection with Teghra P.S. Case No. 102 of 2017, G.R. No. 1051 of 2017.

(Nilu Agrawal, J)

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