

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.28163 of 2017

Arising Out of PS.Case No. -393 Year- 2016 Thana -BEGUSARAI TOWN District- BEGUSARAI

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Ankit Kumar @ Amit @ Golu Kumar @ Amit Kumar, S/o Vijay Kumar @ Guddu, resident of Village- Salempur, P.S.- Suryagaraha, District- Lakhisarai, At present resident of Mohalla Qr. No. 1-014, Sector No. 2/A, Bokaro Steel City, P.S.- City, District- Bokaro (Jharkhand).

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Binod Kumar, Advocate.

For the Opposite Party : Mr. Dilip Kumar, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 07-07-2017 Heard learned counsel for the petitioner and learned counsel for the State.

The petitioner is languishing in custody since 26.04.2017 in connection with Town P.S. Case No. 393/2016 for the offences instituted under Sections 414 of the IPC, 47(a), 49 and 57 of the Bihar Prohibition and Excise (Amendment) Act, 2016.

The prosecution story, in brief, is that a huge quantity of foreign liquor was recovered from a Bolero vehicle on which the petitioner was sitting but anyhow the petitioner succeeded in fleeing away.

It has been submitted on behalf of the petitioner that the petitioner is in custody since 26.04.2017. There is no allegation of



tampering of the witnesses alleged against the petitioner. No compliance of Section 100 Cr. P.C. has been made in the present case. 103.5 liters of foreign liquor is said to have been recovered from the vehicle on which the petitioner was sitting. He has falsely been implicated in the present case.

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 Additional Sessions Judge 7th, Begusarai-cum-Special Judge, Bihar Prohibition and Excise Act, 2016 in connection with Town P.S. Case No. 393/2016.

(Sudhir Singh, J)

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