

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.34755 of 2017

Arising Out of PS.Case No. -173 Year- 2017 Thana -GHORASAHAN District-
EASTCHAMPARAN(MOTIHARI)

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Bhola Singh son of Julum Singh, Resident of Village- Jangiraha, P.S.-
Ghorasahan, District- East Champaran.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Abhishek Kumar, Advocate

For the Opposite Party/s : Mr. Pancha Nand Pandit, APP

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CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

2 04-08-2017 Heard learned counsel for the petitioner and the

learned A.P.P. for the State.

Petitioner is languishing in judicial custody since
20.04.2017 in connection with Ghorasahan P.S. Case No. 173 of
2017 registered for the offence punishable under Sections 272 and
273 of the Indian Penal Code and Section 30A of the Bihar
Prohibition and Excise Act.

The prosecution case, as lodged by the police
personnel, is that on a secret tip-off that the petitioner is carrying
on sale of liquor, his house was raided and the petitioner was
apprehended. In the house 9 litres of Nepali Saufi wine was
recovered. Accordingly, a seizure-list was prepared.



It has been submitted by the learned counsel for the petitioner that he is innocent, bears no criminal history and nothing has been recovered from his conscious possession. He submits that there is non-compliance of the provisions of Section 100 of the Cr.P.C.

However, learned A.P.P. 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/- (Rs. Ten thousand only) with two sureties of the like amount each to the satisfaction of the learned Sub-Divisional Judicial Magistrate, Sikrahana at Dhaka, East Champaran in connection with Ghorasahan P.S. Case No. 173 of 2017.

(Nilu Agrawal, J.)

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