

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.49929 of 2017**

Arising Out of PS.Case No. -100 Year- 2017 Thana -KUNDWACHAINPUR District-  
EASTCHAMPARAN(MOTIHARI)

=====

Md. Mustafa

.... .... Petitioner/s

Versus

The State of Bihar

.... .... Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Vijay Shankar Shrivastava

For the Opposite Party/s : Mr. Sri Satyendra Narayan Singh

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**CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH**  
**ORAL ORDER**

2      17-10-2017                      Heard learned counsel for the petitioner and learned  
counsel for the State.

The petitioner seeks bail in a case instituted under  
Sections 272, 273/34 of the Indian Penal Code and Sections 30(a),  
37(a) of Bihar Excise Amendment Act, 2016.

It is alleged that 36 litres of nepali liquor is said to have  
been recovered.

It has been submitted on behalf of the petitioner that the  
petitioner is in custody since 06.07.2017. The petitioner has got  
no criminal antecedent. There is no allegation of tampering of  
witnesses alleged against the petitioner. It is alleged that 36 litres  
of Nepali wine is said to have been recovered. 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 Additional Sessions Judge-VII-cum-Special Judge (Excise), East Champaran at Motihari, in connection with Kundwa Chain Pur P.S. Case No.100 of 2017.

**(Sudhir Singh, J)**

Amit/-

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