

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.50387 of 2017

Arising Out of PS.Case No. -344 Year- 2017 Thana -MARHAURA District- SARAN

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Guddu Tiwary @ Tapesk Kumar Tiwary

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Anirudh Kumar Sinha

For the Opposite Party/s : Mr. Sri S. Ehteshamuddin

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 18-10-2017 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner seeks bail in a case instituted under
Sections 188/120(b)/34 of the Indian Penal Code and Sections
30/38/41 of Bihar Excise Amendment Act, 2016.

It is alleged that 2736 litres of foreign liquor is said to
have been recovered.

It has been submitted on behalf of the petitioner that the
petitioner is in custody since 24.08.2017. There is no allegation of
tampering of witnesses alleged against the petitioner. It is alleged
that 2736 litres of foreign wine is said to have been recovered.
There is no compliance of section 100 of the Cr.P.C. The
petitioner has not been arrested on the spot. His name has come
on the confessional statement of co-accused. No intoxicant article



is said to have been recovered from his conscious possession.

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-VI, Saran, in connection with Madhoura P.S. Case No. 344 of 2017.

(Sudhir Singh, J)

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