

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.50420 of 2017

Arising Out of PS.Case No. -195 Year- 2017 Thana -BARHARIA District- SIWAN

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Santosh Kumar

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Md. Aslam Ansari

For the Opposite Party/s : Mr. Sri Awadhesh Kumar Singh

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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 272, 273, 308/34 of the Indian Penal Code and Sections
35(A), 35(B), 36 & 41(1) of the Bihar Excise Act, 2016.

It is alleged that 346 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 25.06.2017. The petitioner has got
no criminal antecedent. There is no allegation of tampering of
witnesses alleged against the petitioner. It is alleged that 346 litres
of foreign wine is said to have been recovered from the Dalan of
co-accused. The petitioner had no knowledge regarding the same.
The recovery has been made from the open place. 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 C.J.M., Siwan, in connection with Barhariya P.S. Case No. 195/2017.

(Sudhir Singh, J)

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