

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.59293 of 2017

Arising Out of PS.Case No. -457 Year- 2017 Thana -SHERGHATI District- GAYA

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Sitanshu Kumar Son of Ashok singh Resident of village- Dehri Diliyan,
Police Station- Dehri, District- Rohtas

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Manish Kumar No-2

For the Opposite Party/s : Mr. Mithilesh Kumar Khare, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 22-12-2017 Heard the learned counsel for the petitioner and the
learned A.P.P. for the State.

Petitioner seeks regular bail in connection with
Sherghati (Dobhi) P.S.Case No.457 of 2017 instituted for the
offence under Section 414 and 34 of the Indian Penal Code and
Section 30(a) of Bihar Prohibition and Excise Act, 2016.

The allegation is regarding recovery of 300 litres of
illicit foreign wine from the Bolero vehicle which was being
driven by the petitioner.

The learned counsel for the petitioner submits that the
petitioner has no complicity in the matter and he is not the owner of the said
vehicle. However, merely on the basis of the fact that the petitioner was
driving the Bolero vehicle, he had been booked in the present case.



It is further submitted that the petitioner has a clean antecedent and he is in custody since 20.08.2017.

Considering the nature of accusation, the period of custody already undergone and the fact that the petitioner has got a clean antecedent, I direct the petitioner, named above, to be released on regular bail on furnishing bail bond of Rs.10,000/- with two sureties of the like amount each to the satisfaction of the learned Special Judge (Excise), Gaya, in Sherghati (Dobhi) P.S. Case No.457 of 2017.

(Mohit Kumar Shah, J)

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