

7IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.58872 of 2017

Arising Out of PS.Case No. -81 Year- 2017 Thana -INARWA District-
WESTCHAMPARAN(BETTIAH)

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1. Adalat Yadav, S/o Late Dhoda Yadav, resident of Village- Bhatkhaul,
P.S.- Inarwa, District- West Champaran.

.... Petitioner

Versus

1. The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Bimlesh Kumar Pandey

For the Opposite Party/s : Mr. Md. Anzarul Haque Sahara

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

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

The petitioner is apprehending his arrest in a case
instituted under Section 30A of Bihar Prohibition and Excise Act,
2016.

The prosecution story, in brief, is that 4 litres of liquor
is said to have been recovered.

It has been submitted on behalf of the petitioner that the
there is no allegation of tampering of witnesses alleged against
the petitioner. The name of the petitioner has come on the basis of
secret information as per the F.I.R. The source and genuineness of
the secret information has not been disclosed by the prosecution.
Except for this, there is no other substantive evidence to suggest



the implication of the petitioner in this case. It is alleged that 4 litres of liquor is recovered from an abandoned hut. Nothing incriminating has been recovered from the conscious possession of the petitioner. The petitioner had no knowledge regarding the alleged incident. 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 anticipatory bail in the event of arrest or surrender before the learned court below within a period of six weeks from today in connection with Inarwa P.S. Case No.81/2017, on furnishing bail bond of Rs. 10,000/-(Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge, Excise, Bettiah at West Champaran, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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