

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.61420 of 2017

Arising Out of PS. Case No.-559 Year-2017 Thana- BETTIAH CITY District- West
Champaran

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Deepak Patel @ Deepak Kumar S/o Prahalad Patel @ Prahalad Prasad, R/o
Mohalla- Basawariya, P.S.- Bettiah Town , District- West Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Milind Kumar Mishra
For the Opposite Party/s : Mr. AMITESH KUMAR

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 15-12-2017 Heard learned counsel for the petitioner and learned APP
for the State.

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

Allegation is that 1347 liters wine is recovered from a
pick-up van.

It has been submitted on behalf of the petitioner that there
is no allegation of tampering of witnesses alleged against the
petitioner. The name of the petitioner has come on the basis of
confessional statement of co-accused Mukhlal Mahto made
before police as per F.I.R. Except for this, there is no other
substantive evidence to suggest the implication of the petitioner



in this case. It is alleged that 1347 liters wine is recovered from a pick-up van. The said pick-up van does not belong to the petitioner. 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 Cr.P.C.

On behalf of the State, it is submitted that the petitioner is named in the F.I.R.

Considering the aforesaid facts and circumstances, let the petitioner, above named, in the event of arrest/surrender before the learned court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge, Excise, Bettiah, West Champaran in connection with Bettiah Town P.S. case No.559 of 2017, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

Narendra/-

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