

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.118 of 2017

Arising Out of PS.Case No. -368 Year- 2016 Thana -GOVERNMENT OFFICIAL COMP. District-
SITAMARHI

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Praveen Mukhiya @ Premi Mukhiya, Son of late Narayan Mukhiya,
resident of Village- Barahi, P.S. Parihar, Distt- Sitamarhi.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Virendra Kumar, Advocate.

For the Opposite Party : Mr. Dr. Kumar Uday Pratap, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 16-02-2017 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner is languishing in custody since 08.11.2016
in connection with C-2/368/2016 for the offences instituted under
Sections 30(a) of the Bihar Excise Amendment Act, 2016.

The prosecution story, in brief, is that 50 pieces of Nepali
liquor have been recovered from the possession of the petitioner.

It has been submitted on behalf of the petitioner that the
petitioner is in custody since 08.11.2016 and the charge sheet has
been submitted in the present case. There is no allegation of
tampering of the witnesses alleged against the petitioner. He has
got no criminal antecedent. He has falsely been implicated in the



present case. It is alleged that 50 pieces of Nepali wine are said to have been recovered from possession of the petitioner. No compliance of Section 100 Cr. P.C. has been made in the present case.

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., Sitamarhi, in connection with C-2/368/2016 .

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(Sudhir Singh, J)

