

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.57435 of 2017

Arising Out of PS.Case No. -1480 Year- 2017 Thana -SA SARAM NAGAR District- SASARAM
(ROHTAS)

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1. Rohit Singh S/O Ram Narayan Singh, resident of Village- Gori, P.S.-
Kargahar, District-Rohtas.

.... Petitioner

Versus

1. The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Bhaskar Shankar

For the Opposite Party/s : Mr. Sanjay Kumar Singh

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

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

The petitioner seeks bail in a case instituted under
Section 30(a), 38, 41, 37(b) of Bihar Prohibition and Excise Act,
2016.

It is alleged that 388 litres of liquor is said to have been
recovered from the house of Ramji Yadav.

It has been submitted on behalf of the petitioner that the
petitioner is in custody since 12.10.2017. There is no allegation of
tampering of witnesses alleged against the petitioner. It is alleged
that 388 litres of wine is recovered from the house of Ramji
Yadav as per F.I.R. The place of recovery of liquor does not
belong to the petitioner nor the petitioner has got any concern



with the alleged recovered wine in question. The petitioner was only passing by the house of Ramji Yadav hence he was apprehended by the police. Nothing incriminating has been recovered from the conscious possession of the petitioner. 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 Additional Sessions Judge-II-cum-Special Court, Excise, Rohtas at Sasaram, in connection with Sasaram (Model) P.S. Case No. 1480/2017.

(Sudhir Singh, J)

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