

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.59066 of 2017

Arising Out of PS. Case No.-698 Year-2017 Thana- NAWADA District- Nawada

Bhola Singh S/o Late Sitaram Singh, R/o Village- Jamuswan, P.S.- Kadirganj,
District- Nawada.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sheo Kumar Prasad, Adv.
For the Opposite Party/s : Smt. Renu Kumari, APP

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 13-12-2017 Heard learned counsel for the petitioner and learned APP
for the State.

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

Allegation is that co-accused Dharmendra Dom and Binod Dom were apprehended in drunken stage.

It has been submitted on behalf of the petitioner that the petitioner has got no criminal antecedent. 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 Dharmendra Dom 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 Dharmendra Dom was apprehended in drunken stage. He disclosed that wine was provided by 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 Additional District and Sessions Judge IInd-cum-Spl. Judge, Nawada in connection with Nawada P.S. case No.698 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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