

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.50506 of 2017

Arising Out of PS.Case No. -165 Year- 2017 Thana -HASPURA District- AURANGABAD

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1. Niraj Kumar Son of Binod Prasad, R/o Village- Itwan, P.S.- Haspura,
District- Aurangabad, Bihar.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Umesh Kumar

For the Opposite Party/s : Mr. Sri Mustaque Alam

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 18-10-2017 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner seeks bail in a case instituted under
Section 30(A)/33/38 of Bihar Prohibition and Excise Act, 2016
and Section 420/34 of the Indian Penal Code.

It is alleged that 120 litres of foreign liquor and 160
litres of spirit is said to have been recovered.

It has been submitted on behalf of the petitioner that the
petitioner is in custody since 23.08.2017. The petitioner has got
no criminal antecedent. There is no allegation of tampering of
witnesses alleged against the petitioner. It is alleged that 120 litres
of foreign wine and 160 litres of spirit is said to have been
recovered. 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-VII-cum-Special Judge (Excise), Aurangabad, in connection with Haspura P.S. Case No. 165/2017.

(Sudhir Singh, J)

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