

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.59271 of 2017

Arising Out of PS. Case No.-615 Year-2017 Thana- NAWADA District- Nawada

=====

Vivekanand Kumar, Son of Naresh Singh, Resident of Village- Bhadokhara,
P.S.- Muffasil, District- Nawada.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Hansraj

For the Opposite Party/s : Mr. Ram Anurag Singh

=====

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 Section 30(A) of the Bihar Prohibition and Excise Act, 2016.

Allegation is that 200 liters wine is recovered from a car and a motorcycle.

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. It is alleged that 200 liters wine is recovered from a car and a motorcycle. The name of the petitioner has come on the basis of confessional statement of co-accused Pawan Kumar made before police as per F.I.R. The petitioner being owner of the



motorcycle has been made accused in the present case. There is no other substantive evidence to suggest the implication of the petitioner in the present case. 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 A.D.J. II-cum-Special Judge, Excise, Nawadah in connection with Nawadah P.S. case No.615 of 2017, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

Narendra/-

U		T	
---	--	---	--

