

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.61865 of 2017

Arising Out of PS.Case No. -223 Year- 2017 Thana -GAUTAMBUDHNAGAR District- SIWAN

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Rohit Singh S/o Rishi Kumar, R/o Village- Jalalpur, P.O.- Jalalpur, P.S.-
Jalalpur, District- Siwan.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Ranjan Kumar Dubey, Advocate.

For the Opposite Party : Mr. Indra Kumar Singh, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH

ORAL ORDER

2 19-12-2017 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner is apprehending his arrest in a case for
the offence registered under Sections 272, 273, 308 of the IPC,
30(a), 36 and 38 of the Bihar Prohibition and Excise Act, 2016.

The prosecution story, in brief, is that 1534 liters
wine is said to have been recovered.

It has been submitted by learned counsel for the
petitioner that the petitioner has falsely been implicated in the
present case. There is no allegation of tampering with the
witnesses alleged against the petitioner. The petitioner has falsely
been implicated in the present case. It is alleged that 1534 liters
wine is recovered from abandoned house of co-accused Manoj



Singh. The name of the petitioner has come on the basis of suspicion. Except for this, 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.

. 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 or 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 the learned Additional District and Sessions Judge-II, Siwan, in connection with G.B. Nagar P.S. Case No. 223 of 2017, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

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(Sudhir Singh, J)

