

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.57216 of 2017

Arising Out of PS.Case No. -558 Year- 2017 Thana -PIRBAHOR District- PATNA

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1. Sunil Kumar @ Kallu S/o Late Bola Sao @ Poka Sao, R/o Mohalla-
Mussal Ahpur Hat Mahavir Lane, P.S.- Pirbahore, Distt.- Patna.

.... Petitioner

Versus

1. The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Nityanand Kumar

For the Opposite Party/s : Smt. Anita Kumari

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 14-12-2017 Heard learned counsel for the petitioner and learned
counsel for the State.

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

The prosecution case, in brief, is that total 507 liters of
toddy is said to have been recovered from a room.

It has been submitted on behalf of the petitioner that the
petitioner is in custody since 07.10.2017. The charge sheet has
been submitted in the present case. The petitioner has got no
criminal antecedent. There is no allegation of tampering of
witnesses alleged against the petitioner. It is alleged that 507 liters
of toddy is recovered from a room. The said room does not
belong to the petitioner. There is no documentary evidence to



show that the room belongs to 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 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 Special Judge (Excise), Patna, in connection with Pirbahore P.S. Case No. 558/2017 (Spl. Case No. 6787/2017).

(Sudhir Singh, J)

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