

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.11603 of 2018

Arising Out of PS. Case No.-162 Year-2017 Thana- MOKAMAH District- Patna

Shivam Kumar, Son of Manoj Kumar @ Manoj Singh, Resident of Village-
Moldiyar Tola Taravanna Ward No. 11, P.S.- Mokamah, District- Patna.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Apurva Kumar

For the Opposite Party/s : Mr. HUMAYOU AHMAD KHAN

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 27-02-2018 Heard learned counsel for the petitioner and learned APP
for the State.

The petitioner seeks bail in a case instituted for the
offences under Sections 30(A) of the Bihar Prohibition and
Excise Act, 2016.

Prosecution case, in short, is that 34.740 liters wine is
recovered.

It has been submitted on behalf of the petitioner that the
petitioner is in custody since 10.01.2018 . There is no allegation
of tampering of witnesses alleged against the petitioner. It is
alleged that 34.740 liters wine is recovered from a boat. The
petitioner has not been apprehended on the spot. 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. Co-accused has been granted bail vide Cr.Misc.No.63476 of 2017.

On behalf of the State, it is submitted that the petitioner is named in the F.I.R./complaint case.

Considering the aforesaid facts and circumstances, it is directed that the petitioner, above named, be released on 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 Sessions Judge IV-cum-Special Judge, Excise Act, Patna in connection with Mokamah P.S. case No.162 of 2017.

(Sudhir Singh, J)

Narendra/-

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