

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.13827 of 2018

Arising Out of PS.Case No. -128 Year- 2017 Thana -MOHAMMADPUR District- GOPALGANJ

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Vikram Kumar, Son of Rajeshwar Prasad, Resident of Village- Lohasi,
Police Station- Belsand, District- Sitamarhi.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Pushpendra Kumar Singh, Advocate.

For the Opposite Party : Mr. Ahtash Ali Khan, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH

ORAL ORDER

2 09-03-2018 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner is languishing in custody since
30.12.2017 in a case for the offence registered under Section 30(a)
of the Bihar Prohibition and Excise Act, 2016.

The prosecution story, in brief, is that total 115 liters
wine is said to have been recovered.

It has been submitted by learned counsel for the
petitioner that the petitioner has got no criminal antecedent. 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 total 115 liters wine is recovered from the
car in question. The petitioner is alleged to be the driver of the car



in question. The name of the petitioner has come on the basis of alleged recovery made from the car. 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/ Complaint Case.

Considering the aforesaid facts and circumstances, let 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 the learned A.D.J. II-cum-Special Judge, Excise Act, Gopalganj, in connection with Mahmmadpur P.S. Case No. 128 of 2017.

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(Sudhir Singh, J)

