

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.6189 of 2018

Arising Out of PS. Case No.-302 Year-2017 Thana- MANJHI District- Saran

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Jai Kishore Singh @ J. P. Singh, Son of Kamal Singh, Resident of Village-
Meera Mushehari, P.S.- Chapra Muffasil, District- Saran at Chapra

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Dewendra Narayan Singh

For the Opposite Party/s : Mr. PRAMOD KUMAR PANDEY

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 21-02-2018 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, 30(a) and 38 of the Bihar
Prohibition and Excise Act, 2016.

Prosecution case, in short, is that 2034 liters wine is
recovered.

It has been submitted on behalf of the petitioner that
the petitioner is in custody since 28.12.2017 and has got no
criminal antecedent. Charge-sheet/prosecution report has been
submitted in this case. There is no allegation of tampering of
witnesses alleged against the petitioner. The petitioner has been
made accused due to mistake of fact. The name of the petitioner
has transpired as he was passing-by near the vehicles which



were unloaded at the time of occurrence. It is alleged that 2034 liters wine is recovered from the truck along with Scorpio and Bolero vehicles. There is no compliance of Section 100 Cr.P.C. Other accused persons have been granted bail vide orders dated 12.02.2018 and 15.02.2018 passed in Cr. Misc. Nos. 7174 of 2018 and 8264 of 2018 respectively.

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

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 District & Sessions Judge-6th Saran at Chapra in connection with Manjhi P.S. Case No. 302 of 2017.

(Sudhir Singh, J)

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