

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.11873 of 2018

Arising Out of PS.Case No. -506 Year- 2017 Thana -BARAUNI District- BEGUSARAI

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Jamedar Nishad @ Jimeddar Mahto, S/o- Late Sanichar Nishad, Resident of
Village- Malhipur, Bind Toli, P.S.- Barauni, District- Begusarai.

.... Petitioner

Versus

The State of Bihar.

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Ram Sumiran Rai, Advocate.

For the Opposite Party : Mr. Asharaf Ansari, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 28-02-2018 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner is languishing in custody since
13.12.2017 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 7.200
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. Charge sheet/prosecution report has been submitted
in the present case. There is no allegation of tampering with the
witnesses alleged against the petitioner. It is alleged that total
7.200 liters wine is recovered from possession of the petitioner.



The name of the petitioner has come on the basis of alleged recovered made from his possession. 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 Additional Sessions Judge-VIIth, Begusarai-cum-Spl. Judge, Excise Act, in connection with Barauni (Chakia) P.S. Case No. 506 of 2017.

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(Sudhir Singh, J)

