

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.11262 of 2018

Arising Out of PS. Case No.-414 Year-2017 Thana- GOVERNMENT OFFICIAL COMP.
District- Muzaffarpur

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Harbindar Singh, Son of Swarn Singh, Resident of Village- Chung, P.S.-
Mehta Chowk, Tahsil- Baba Bakala, District- Amritsar (Punjab).

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ashok Kumar
For the Opposite Party/s : Mr. DINESH SINGH

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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), 32(2), 38 and 41 of the Bihar
Prohibition and Excise Act, 2016.

Prosecution case, in short, is that 3069 liters wine is
recovered.

It has been submitted on behalf of the petitioner that
the petitioner is in custody since 05.11.2017 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. It is alleged that 3069
liters wine is recovered from the truck in question. The



petitioner is said to be driver of the truck in question. He had no knowledge regarding nature of articles booked by the transporter. 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, 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 Special Judge, Excise Act, Muzaffarpur in connection with P.R. No. 7 of 2017-18 (arising out of Excise Case No. 414 of 2017).

(Sudhir Singh, J)

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