

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.11981 of 2018

Arising Out of PS.Case No. -228 Year- 2017 Thana -SARAI District- VAISHALI(HAJIPUR)

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Hargindra Singh @ Harginder Singh @ Harjinder Singh, Son of Sri Amar Singh, Resident of Village Suryawar (Surewal), P.S.- Anandpur Saheb, Dist.- Ropar (Punjab).

.... Petitioner

Versus

The State of Bihar.

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Nityanand, Advocate.

For the Opposite Party : Mr. Zainul Abedin, 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 16.12.2017 in a case for the offence registered under Sections 414, 120(B) of the IPC, 30(a) and 35(a) of the Bihar Prohibition and Excise Act, 2016.

The prosecution story, in brief, is that total 3385.08 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. Charge sheet/prosecution report has been submitted in the present case. 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 3385.08 liters wine is recovered from the Truck in question. The petitioner is alleged to be the driver of the Truck in question. The name of the petitioner has come on the basis of alleged recovery made from the Truck in question. The petitioner had no knowledge regarding the nature of goods 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, 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-II-cum-Special Judge, Hajipur, in connection with Sarai P.S. Case No. 228 of 2017.

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(Sudhir Singh, J)