

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.57134 of 2018

Arising Out of PS. Case No.-292 Year-2018 Thana- TEKARI District- Gaya

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Bundel Manjhi S/o Sukan Manjhi, R/o vill.- Chitaukhar, P.S.- Tekari, District- Gaya.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Dharendra Kumar Sinha

For the Opposite Party/s : Mr. Sanjay Kumar Sharma

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 13-09-2018 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner is apprehending his arrest in a case registered under Section 30(a) of the Bihar Prohibition and Excise Act, 2016.

The prosecution case, in short, is that 7.600 liters wine is recovered.

It has been submitted on behalf of the petitioner the petitioner has got no criminal antecedent and that there is no allegation of tampering of witnesses alleged against the petitioner. The name of the petitioner has transpired as the abandoned cattle shed belongs to the joint family of the petitioner. Except for this, there is no other substantive evidence to suggest the implication of the petitioner in this case. It is



alleged that 7.600 liters wine is recovered from the cattle shed in question. Nothing incriminating has been recovered from the conscious possession of the petitioner. The petitioner had no knowledge regarding the alleged incident. 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.

Considering the aforesaid facts and circumstances, let the petitioner, above named, in the event of arrest/surrender before the learned court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Spl. Excise Judge, Gaya in connection with Tekari (Mau) P.S. case No.292 of 2018, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

Narendra/-

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