

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.17611 of 2018

Arising Out of PS.Case No. -481 Year- 2017 Thana -FATUHA District- PATNA

=====

1. Ramdayal Das @ Ajay Kumar, Son of Madan Das, Resident of Village-
Gandhi Tola, Maksudpur, P.S.- Fatuha, District- Patna.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Siddharth Harsh

For the State : Renu Kumari, APP

=====

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 29-03-2018 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 six liters wine is recovered.

It has been submitted on behalf of the petitioner that the petitioner has got no criminal antecedent. There is no allegation of tampering of witnesses alleged against the petitioner. The name of the petitioner has transpired as the hut, the shop and the motorcycle in question, to be of the petitioner, from where, recovery is alleged to have been made. Except for this, there is no



other substantive evidence to suggest the implication of the petitioner in this case. It is alleged that six liters wine is recovered from a hut 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 Special Judge, Excise, Patna in connection with Fatuha P.S. Case No. 481 of 2017, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

A.K.V./-

U		T	
---	--	---	--

