

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.3010 of 2018

Arising Out of PS. Case No.-84 Year-2017 Thana- BELDAUR District- Khagaria

=====

Jivaneshwar Kumar Verma, S/o Devendra Prasad Verma, Resident of
Mohalla- Shivpuri, Ward No.14, P.S.- Khagaria, District- Khagaria.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Binod Kumar

For the Opposite Party/s : DR. AJEET KUMAR

=====

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 19-01-2018 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 784.800 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 come on the basis of seized Bolero
vehicle in question. The seized Bolero car belongs to the
petitioner. The said vehicle is being run as a public Carrier by
the driver of the petitioner, from which 784.800 liters wine is



said to have been recovered. Except for this, there is no other substantive evidence to suggest the implication of the petitioner in this case. 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 Addl. Sessions Judge 1st, Khagaria in connection with Beldaur P.S. case No.84 of 2017, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

Narendra/-

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

