

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.25541 of 2018

Arising Out of PS. Case No.-6 Year-2018 Thana- TARIYANI CHAPRA PS District- Sheohar

1. Manoj Rai, Son of Rameshwar Rai and
2. Rameshwar Rai, Son of Baldeo Rai, Both are resident of Village- Jagdishpur, P.S.- Tariyani Chhapra, District- Sheohar.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Hari Kishore Thakur

For the Opposite Party/s : Smt. Meena Singh

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 27-04-2018 Heard learned counsel for the petitioners and learned
APP for the State.

The petitioners are apprehending their arrest in a case registered under Sections 30(a) and 33 of the Bihar Prohibition and Excise Act, 2016.

The prosecution case, in short, is that 60 liters wine is recovered.

It has been submitted on behalf of the petitioners that the petitioners have got no criminal antecedent and there is no allegation of tampering of witnesses alleged against the petitioners. The name of the petitioners has transpired as the car in question was parked in front of the house of the petitioners. Except for this, there is no other substantive evidence to suggest



the implication of the petitioners in this case. It is alleged that 60 liters wine is recovered from the car. The car in question does not belong to the petitioners. Nothing incriminating has been recovered from the conscious possession of the petitioners. The petitioners 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 petitioners are named in the F.I.R.

Considering the aforesaid facts and circumstances, let the petitioners, 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-cum-Special Judge, Excise Act, Sheohar in connection with Tariyani Chhapra P.S. case No.6 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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