

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.27058 of 2018

Arising Out of PS. Case No.-101 Year-2018 Thana- ARWAL District- Jehanabad

=====

Dilip Kumar, Son of Sri Mithlesh Sharma @ Mithilesh Kumar Singh, resident
of Village+ Post- Jalpura, Police Station+ District- Arwal.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Sanjay Kumar Singh
For the Opposite Party/s : Mr. Nityanand Tiwary

=====

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 02-05-2018 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 130 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
alleged recovery is made from the abandoned premises 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 130 liters wine is recovered from the abandoned premises 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./complaint case.

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 Additional Sessions Judge -II, Jehanabad in connection with Arwal P.S. Case No. 101/2018, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

Pankaj/-

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

