

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.26933 of 2018

Arising Out of PS.Case No. -26 Year- 2018 Thana -GARAUL District- VAISHALI(HAJIPUR)

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Satish Kumar Chhabra @ Satish Chhabra, Son of Late M L Chhabra,
resident of House NO. 402, Sector 20, Society No. 32, P.S. Sector 20,
Panchkula, District- Panchkula Haryana.

.... Petitioner

Versus

The State of Bihar.

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Prabhat Ranjan, Advocate.

For the State : Mr. Bhanu Pratap Singh, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 02-05-2018 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner is apprehending his arrest in a case for
the offence registered under Sections 420/467/468/120(B) of the
Indian Penal Code and 30(a)/32(ii)/41(1) of the Bihar Prohibition
and Excise Act, 2016.

The prosecution story, in brief, is that total 4266
liters wine is said to have been recovered.

It has been submitted by learned counsel for the
petitioner that the petitioner has falsely been implicated in the
present case. There is no allegation of tampering with the
witnesses alleged against the petitioner. It is alleged that total 4266
liters wine is recovered from the Truck in question. The Truck in



question does not belong to the petitioner. The name of the petitioner has come on the basis of disclosure made by co-accused Gagan Sharma. 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/ Complaint Case.

Considering the aforesaid facts and circumstances, let the petitioner above named, in the event of arrest or 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 the learned Additional Sessions Judge- 2nd- cum- Special Judge, Vaishali at Hajipur in connection with Garaul P.S. Case No. 26 of 2018 (G. R. No. 457 of 2018) subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

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(Sudhir Singh, J)