

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.39696 of 2018

Arising Out of PS.Case No. -201 Year- 2018 Thana -TURKAULIYA District-  
EASTCHAMPARAN(MOTIHARI)

Sanjit Thakur @ Sanjit Kumar Thakur, S/o Mahadev Thakur, R/o Vill.-  
Chiutaha, P.S.- Kotwa, District- East Champaran.

.... .... Petitioner

Versus

The State of Bihar

.... .... Opposite Party

**Appearance :**

For the Petitioner : Mr. Karandeep Kumar, Advocate.

For the Opposite Party : Mr. Umanath Mishra, APP 234

**CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH**  
**ORAL ORDER**

2 12-07-2018 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 30(a) and 41(1) of the Bihar  
Prohibition and Excise Act, 2016.

The prosecution story, in brief, is that total 357.84  
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  
357.84 liters wine is recovered from open field situated near the  
betel shop of the co-accused, namely, Chitranjan Kumar. The



name of the petitioner has come on the basis of disclosure made by the co-accused Chitranjan Kumar. 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 Special Judge, Excise-cum - 7<sup>th</sup> Additional Sessions Judge, East Champaran at Motihari, in connection with Turkaulia P.S. Case No. 201 of 2018, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

**(Sudhir Singh, J)**

U.K./Abhijeet-

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