

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.2091 of 2018

Arising Out of PS.Case No. -77 Year- 2017 Thana -SONO District- JAMUI

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Vikash Kumar Singh @ Vikash Kumar, Son of Shankar Singh, resident of
Village- Gangara, P.S. Gidhaur, District- Jamui.

.... Petitioner

Versus

The State of Bihar.

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Prakash Kumar, Advocate.

For the Opposite Party : Mr. Rajeev Nayan, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 11-01-2018 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 272, 273 of the I.P.C. and
37, 41, 47 and 53 of the Bihar Prohibition and Excise Act, 2016.

The prosecution story, in brief, is that 70 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 70 liters
wine is recovered from Tata Indigo Car in question. The Tata
Indigo Car in question does not belong to the petitioner. The name



of the petitioner has come in course of investigation. 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 not named in the F.I.R.

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 C.J.M. Jamui, in connection with Sono P.S. Case No. 77 of 2017, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

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(Sudhir Singh, J)

