

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.59506 of 2018

Arising Out of PS. Case No.-463 Year-2017 Thana- JAHANABAD District- Jehanabad

Sonu Kumar S/o Jang Bahadur Singh r/o Kurji Magadh Colony, Digha, P.O.
Sadakata Ashram, P.S. Digha, Distt. Patna.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Amresh Kumar Sinha
For the Opposite Party/s : Smt. Pronati Singh

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 27-09-2018 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner is apprehending his arrest in a case registered under Sections 279, 427 of the I.P.C. and Section 30(a) of the Bihar Prohibition and Excise Act, 2016.

The prosecution case, in short, is that 67.875 liters wine is recovered.

It has been submitted on behalf of the petitioner that the petitioner has got no criminal antecedent and there is no allegation of tampering of witnesses alleged against the petitioner. The name of the petitioner has transpired as the driving license of the petitioner is alleged to have been recovered from the car. Except for this, there is no other substantive evidence to suggest the implication of the petitioner



in this case. It is alleged that 67.875 liters wine is recovered from the car. The car in question does not belong to the petitioner. 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.

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 Sri Dharmendra Kumar Rai, Addl. District & Sessions Judge II, Jehanabad in connection with Jehanabad P.S. case No.463 of 2017, 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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