

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.68140 of 2018

Arising Out of PS. Case No.-38 Year-2018 Thana- GOVERNMENT OFFICIAL COMP.
District- Araria

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Ravinesh Kumar, son of Uday Shankar Singh @ Uday Shankar Sharma,
resident of Ward No. 06, village Mahathi, P.S.- Vibhutipur, District-
Samastipur.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Arun Kumar

For the Opposite Party/s : Mr. Ahtash Ali Khan

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 19-11-2018 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner is apprehending his arrest in a case
registered under Sections 30(a) and 32(3) of the Bihar
Prohibition and Excise Act, 2016.

The prosecution case, in short, is that 92.250 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
vehicle in question belongs to the petitioner. The same is run
as taxi by the driver 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 92.250 liters wine is recovered from the car 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 2nd Additional Sessions Judge -cum- Special Judge, Araria in connection with Excise Spl. Case No. 1031/18 arising out of Excise Case No. 38/18, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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