

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.9337 of 2018

Arising Out of PS. Case No.-927 Year-2017 Thana- MUZAFFARPUR TOWN District-
Muzaffarpur

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Golu Kumar,, s/o- Vijay Prasad @ Vijay Prasad Sah, r/o- village Pankaj
Market, Noniya Patti Gali, P.S.- Town, District- Muzaffarpur.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ajay Kumar Singh
For the Opposite Party/s : Mr. ANSARUL HAQUE

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 17-02-2018 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in a case instituted for the
offences under Sections 401, 272, 273 of the Indian Penal Code
and Sections 30(a), 38(2) and 41 of the Bihar Prohibition and
Excise Act, 2016.

Prosecution case, in short, is that 4.32 liters wine is
recovered.

It has been submitted on behalf of the petitioner that
the petitioner is in custody since 17.12.2017 and has got no
criminal antecedent. There is no allegation of tampering of
witnesses alleged against the petitioner. It is alleged that 4.32
liters wine is recovered from the auto rickshaw in question.



Petitioner is said to be the co-passenger in the said auto rickshaw. He had no knowledge regarding the liquor kept in the said auto rickshaw. There is no compliance of Section 100 Cr.P.C. Other co-accused has been granted bail vide order dated 01.02.2018 passed in Cr. Misc. No. 6257 of 2018.

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, it is directed that the petitioner, above named, be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned 3rd Additional Sessions Judge-cum-Special Judge, Excise Act, Muzaffarpur in connection with Town P.S. Case No. 927 of 2017.

(Sudhir Singh, J)

Pankaj/-

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