

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.12913 of 2018

Arising Out of PS. Case No.-745 Year-2017 Thana- BARACHATTI District- Gaya

=====

Deepak Singh, Son of Rajendra Singh, Resident of Village-Dumari Kala, P.S.-
Hunterganj, District-Chatra (Kharkhand) at Present-Gere Buniyadganj, P.S.-
Buniyadaganj, Distict-Gaya.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Md. Javed Jafar Khan

For the Opposite Party/s : Mr. ANAND KISHORE CHOUDHARY

=====

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 12-03-2018 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), 38, 47 of the Bihar Prohibition
and Excise Act, 2016.

The prosecution case, in short, is that 450 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 being the owner of the
car. The car in question 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 450 liters wine is recovered from the car. 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 learned Special Excise Judge, Gaya in connection with Barachatti P.S. case No.745 of 2017, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

Narendra/-

U		T	
---	--	---	--

