

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.19799 of 2018

Arising Out of PS. Case No.-8940 Year-2017 Thana- GOVERNMENT OFFICIAL COMP.
District- Patna

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Bipin Kumar Son of Late Laxmi Narayan Saw resident of Bhaisasur, Police
Station - Biharsharif, District - Nalanda.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Arvind Kumar Mouar
For the Opposite Party/s : Mr. Md. Nazir Ansari

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 03-05-2018 Heard learned counsel for the petitioner and learned
APP for the State.

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

The prosecution case, in short, is that 900 liters toddy
is recovered.

It has been submitted on behalf of the petitioner that
there is no allegation of tampering of witnesses alleged against
the petitioner. The name of the petitioner has transpired as the
petitioner is alleged to be the owner of the tempo. The said
tempo is run as public carrier 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 900 liters toddy is recovered from the tempo. 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 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 Addl. Sessions Judge IV-cum-Special Judge, Patna in connection with Special case No.8940 of 2017 arising out of P.R. No.188 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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