

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.311 of 2018

Arising Out of PS. Case No.-231 Year-2017 Thana- KANTI THARMAL POWER District-
Muzaffarpur

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Rajendra Singh Son of Sumant Kumar Singh @ Chattan Singh Resident of
Janta Flat No. 44, Housing Board Colony, Damodarpur Patahin, Police
Station - Kanti, District - Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Mazharul Hassan

For the Opposite Party/s : Mr. DAMODAR PRASAD TIWARY

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 16-02-2018 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 30(a)/38/41 of the Bihar Prohibition
and Excise Act, 2016.

Prosecution case, in short, is that 1510.560 liters wine is
recovered.

It has been submitted on behalf of the petitioner that the
petitioner is in custody since 31.10.2017 and has got no criminal
antecedent. Charge sheet/prosecution report has been submitted
in this case. There is no allegation of tampering of witnesses
alleged against the petitioner. It is alleged that 1510.560 liters
wine is recovered from the dilapidated joint house of the



petitioner in abandoned state. The petitioner was not apprehended on the spot. 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. Other co-accused have been granted anticipatory bail vide Cr.Misc.No.63698 of 2017.

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 Special Judge, Excise, Muzaffarpur in connection with Kanti P.S. case No.231 of 2017.

(Sudhir Singh, J)

Narendra/-

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