

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.14794 of 2018

Arising Out of PS.Case No. -119 Year- 2017 Thana -ARA NAWADA District- BHOJPUR

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1. Abhinash Kumar Son of Baidh Nath Prasad Resident of Village- Sona Tond, P.S. - Marafari, District- Bokaro (Jharkhand).

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Prabhat Kumar Singh

For the Opposite Party/s : Mr. Smt Renu Kumari

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 15-03-2018

Heard learned counsel for the petitioner and learned APP
for the State.

The petitioner seeks bail in a case instituted for the offence
under Section-32(3) of Bihar Prohibition and Excise Act, 2016.

Prosecution case, in short, is that 165 litres wine is
recovered.

It has been submitted on behalf of the petitioner that the
petitioner is in custody since 18-12-2017 and has got no criminal
antecedent. Charge-sheet/prosecution report has been submitted in this
case. There is no allegation of tampering of witnesses against the
petitioner. It is alleged that 956 litres wine is alleged to have been
recovered from a Pick-up Van. The petitioner is owner of the Pick up
Van in question. The said Pick up Van is being run by driver of the
petitioner. The petitioner had no knowledge regarding the goods being



transported by the transporting agency. There is no compliance of Section-100 Cr.P.C.

On behalf of the State, it is submitted that the petitioner is not 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 4th Additional District & Sessions Judge, Bhojpur, Ara in connection with Excise Case No. 197 of 2017 arising out of Ara Nawadah P.S. Case No. 119 of 2017.

(Sudhir Singh, J)

A.K.V./-

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