

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.13599 of 2018

Arising Out of PS.Case No. -12 Year- 2018 Thana -SAHPUR District- BHOJPUR

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Shekhar Mishra, Son of Hemraj Mishra, Resident of Village- Sonbarsa,
Police Station- Shahpur (Karnamepur O.P.), District- Bhojpur.

.... Petitioner

Versus

The State of Bihar.

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Arun Kumar Pandey, Advocate.

For the Opposite Party : Mr. Anil Kumar Singh 1, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 08-03-2018 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner is languishing in custody since
20.01.2018 in a case for the offence registered under Section 30(a)
of the Bihar Prohibition and Excise Act, 2016.

The prosecution story, in brief, is that total 59.940
liters wine is said to have been recovered.

It has been submitted by learned counsel for the
petitioner that the petitioner has falsely been implicated in the
present case. There is no allegation of tampering with the
witnesses alleged against the petitioner. It is alleged that total
59.940 liters wine is recovered from the joint house of the
petitioner. The name of the petitioner has come on the basis of



alleged recovery made from the joint house of the petitioner where other family members also reside. 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/ Complaint Case.

Considering the aforesaid facts and circumstances, let 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 the learned Additional Sessions Judge-IVth, Bhojpur at Ara, in connection with Excise Case No. 129 of 2018, arising out of Shahpur Karnamepur O.P.) P.S. Case No. 12 of 2018.

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(Sudhir Singh, J)

