

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.6811 of 2018

Arising Out of PS. Case No.-86 Year-2017 Thana- MURAR District- Buxar

Yogesh Rai @ Nanhak Rai, Son of Late Banshidhar Rai, Resident of village
Lalman Ke Dera Kathatar, P.S Rajpur, District- Buxar.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mrs. Usha Rai

For the Opposite Party/s : Mr. C. Jawahar

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH

ORAL ORDER

2 12-02-2018 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) and 47 of the Bihar Prohibition
and Excise Act, 2016.

Prosecution case, in short, is that 224.86 liters wine is
recovered.

It has been submitted on behalf of the petitioner that
the petitioner is in custody since 27.12.2017 and has got no
criminal antecedent. There is no allegation of tampering of
witnesses alleged against the petitioner. The petitioner has been
made accused as he was standing by the side of the car in
question. Except for this, there is no substantive evidence to
suggest the implication of the petitioner in the present case. It is



alleged that 224.86 liters wine is recovered from the vehicle in question. The vehicle in question does not belong to the petitioner. 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, 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 A.D.J.-II-cum-Buxar in connection with Murar P.S. Case No. 86 of 2017.

(Sudhir Singh, J)

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