

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.11025 of 2018

Arising Out of PS.Case No. -10 Year- 2018 Thana -PUPRI District- SITAMARHI

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Kishan Kumar, S/o Vinod Prasad @ Vinod Sah, R/o Village- Gadha Ward
No.11, Pupri, District- Sitamarhi.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Virendra Kumar, Advocate.

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

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 27-02-2018 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner is languishing in custody since
15.01.2018 in a case for the offence registered under Sections
30(a), 38 and 41 of the Bihar Prohibition and Excise Act, 2016.

The prosecution story, in brief, is that total 18.315
liters wine is said to have been recovered.

It has been submitted by learned counsel for the
petitioner that the petitioner has got no criminal antecedent. There
is no allegation of tampering with the witnesses alleged against the
petitioner. The petitioner has falsely been implicated in the present
case. It is alleged that total 18.315 liters wine is recovered from a
room of the house which was given to one co-accused Vikash



Kumar on rent. The name of the petitioner has come on the basis of disclosure made by co-accused Vikash Kumar. 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 A.D.J.-II-cum-Special Judge, Excise Act, Sitamarhi, in connection with Pupri P.S. Case No. 10 of 2018.

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(Sudhir Singh, J)

