

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.40017 of 2018

Arising Out of PS. Case No.-247 Year-2017 Thana- KHUSRUPUR District- Patna

Saudagar Kumar @ Kaushlendra Singh, Son of Late Ramdeo Yadav alias
Ramdeo Singh, Resident of Village- Shafipur, P.S.- Khushrupur, District-
Patna.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ashok Kumar

For the Opposite Party/s : Mr. Nand Kishore Pd

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 13-07-2018 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner is apprehending his arrest in a case
registered under Sections 30(a)/37(c) of the Bihar Prohibition
and Excise Act, 2016.

The prosecution case, in short, is that 8 liters wine is
recovered.

It has been submitted on behalf of the petitioner that the
petitioner has got no criminal antecedent. There is no allegation
of tampering of witnesses alleged against the petitioners. The
name of the petitioner has come on the disclosure of co-accused
Mohar Singh, Subodh Singh and Mukesh Kumar. Except for
this, there is no other substantive evidence to suggest the



implication of the petitioner in this case. It is alleged that 8 liters wine is recovered from the side of the road. 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.

On behalf of the State, it is submitted that the petitioner is named in the F.I.R./complaint.

Considering the aforesaid facts and circumstances, let the petitioner, above named, in the event of arrest/surrender before the learned court below within a period of six weeks from today, be released on anticipatory 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, Patna in connection with Special case No.8024 of 2017 arising out of Khushrupur P.S. case No.247 of 2017, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

Narendra/-

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