

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.14303 of 2018

Arising Out of PS.Case No. -312 Year- 2017 Thana -DINARA District- SASARAM (ROHTAS)

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1. Manji Singh @ Manji Yadav @ Bhobha Yadav S/o Tej Narayan Singh,
R/o Villge- Panditpura, P.S.- Dinara, District- Rohtas.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Yashpal Yadav

For the Opposite Party/s : Mr. Sri Surendra Prasad Singh

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 14-03-2018 Heard learned counsel for the petitioner and learned APP
for the State.

The petitioner is apprehending his arrest in a case registered under Sections- 147, 148, 149, 272, 273, 224, 225, 353, 332, 420, 414 of the Indian Penal Code and under Sections-30(a), 35/38/45 of the Bihar Prohibition and Excise Act, 2016.

The prosecution case, in short, is that 16 liters and 20 ml. wine is recovered.

It has been submitted on behalf of the petitioner that there is no allegation of tampering of witnesses alleged against the petitioner. The name of the petitioner has transpired as the recovery was made from joint house of the petitioner where other family members also reside. Except for this, there is no other



substantive evidence to suggest the implication of the petitioner in this case. It is alleged that 16 liters and 20 ml. wine is recovered from joint house of the petitioner. 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.

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 Additional District & Sessions Judge-II-cum-Special Judge (Excise), Rahtas at Sadaram in connection with Dinara P.S. Case No. 312 of 2017, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

A.K.V./-

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