

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.13676 of 2018

Arising Out of PS. Case No.-127 Year-2017 Thana- BHAGWANPUR District- Begusarai

Pintu Kumar, Son of Vinod Ray @ Vinod Rai, Resident of Village- Gaura, 01,
P.S.- Teghra, District- Begusarai.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sandip Kumar Gautam

For the Opposite Party/s : Mr. SHYAMESHWAR DAYAL

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 13-03-2018 Counsel for the petitioner is permitted to make necessary
correction in para-3 of the petition in course of the day.

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, 30(a), 37(b), 38 of the Bihar
Prohibition and Excise Act, 2016.

The prosecution case, in short, is that 560 liters 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 come on the disclosure
of co-accused Rahul Kumar, Subham Kumar and Shivchandra
Jha. Except for this, there is no other substantive evidence to



suggest the implication of the petitioner in this case. It is alleged that 560 liters wine is recovered from the truck in question as well as brick kiln. 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 Sessions Judge 7th, Begusarai-cum-Special Judge, Bihar Prohibition and Excise Act, 2016, Begusarai in connection with Bhagwanpur P.S. case No.127 of 2017, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

Narendra/-

U		T	
---	--	---	--

