

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.1349 of 2018

Arising Out of PS. Case No.-210 Year-2017 Thana- BELDAUR District- Khagaria

Latru Patel, Son of Late Chhedi Patel, Resident of Village- Biraghat Kanjari,
Police Station- Beldaur, District- Khagaria.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Viveka NandSingh

For the Opposite Party/s : Mr. RAMCHANDRA SINGH

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 10-01-2018 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, 32, 36, 37(b) of the Bihar Prohibition and Excise Act, 2016.

Prosecution case, in short, is that 45 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 basis of disclosure made by the co-accused as per F.I.R. Except for this, there is no other substantive evidence to suggest the implication of the petitioner in this case. It is alleged that 45 liters wine is recovered from the house in question. 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
1st-cum-Special Judge Excise, Khagaria in connection with
Beldaur P.S. case No.210 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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