

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.5989 of 2018

Arising Out of PS.Case No. -241 Year- 2017 Thana -RAMGARHWA District-
EASTCHAMPARAN(MOTIHARI)

=====

Jitendra Sah, S/o Late Shankar Sah, Resident of Mohalla- Ashram Road,
Raxaul, P.S.- Raxaul, District- East Champaran.

.... Petitioner

Versus

The State of Bihar.

.... Opposite Party

=====

Appearance :

For the Petitioner : Mr. Ajay Kumar Singh, Advocate.

For the Opposite Party : Mr. Braj Kishore Prasad, A.P.P.

=====

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

4 08-03-2018 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner is languishing in custody since
11.11.2017 in a case for the offence registered under Sections 272,
273 of the IPC and 30(a) of the Bihar Prohibition and Excise Act,
2016.

The prosecution story, in brief, is that total 478.5
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.
Charge sheet has been submitted in the present case. 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 478.5 liters wine is recovered from the car in question. The car in question does not belong to the petitioner. The name of the petitioner has come on the basis of alleged recovery made from the car in question. The petitioner had no knowledge regarding the liquor kept in the car. 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 7th Additional Sessions Judge-cum-Special Judge, Excise, East Champaran at Motihari, in connection with Ramgarhwa P.S. Case No. 241 of 2017.

U.K./-

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

(Sudhir Singh, J)

