

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.10391 of 2018

Arising Out of PS.Case No. -21 Year- 2018 Thana -SAUR BAZAR District- SAHARSA

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Amit Kumar @ Mantosh Kumar, S/o Anil Kumar Yadav, R/o Village-
Baijnathpur, Ward No.05, P.S.- Sour Bazar, District- Saharsa.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

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

For the Opposite Party : Mr. Iftekhar Mahmood, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 22-02-2018 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner is languishing in custody since
13.01.2018 in a case for the offence registered under Section 30(a)
of the Bihar Prohibition and Excise Act, 2016.

The prosecution story, in brief, is that total 57.6 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. 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 57.6 liters wine is recovered from the
house and Garage of the petitioner. The name of the petitioner has



come on the basis of alleged recovery made from the house and Garage of the petitioner as per F.I.R. 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 Special Judge (Excise), Saharsa, in connection with Special (Excise) Case No. 28 of 2018, arising out of Sour Bazar P.S. Case No. 21 of 2018.

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(Sudhir Singh, J)

