

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.56047 of 2018

Arising Out of PS. Case No.-176 Year-2018 Thana- EKMA District- Saran

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1. Krishna Pratap Singh
 2. Ravi Kumar Singh@ Rabi Shankar Singh Both Sons of late Ram Kishan Singh Residents of Village- Ekari, P.S. Ekma, District- Saran at Chapra.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Nalin Vilochan Tiwary

For the Opposite Party/s : Mr. Manoj Kumar

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH

ORAL ORDER

2 11-09-2018 Heard learned counsel for the petitioners and learned
APP for the State.

The petitioners are apprehending their arrest in a case registered under Section 30(a) of the Bihar Prohibition and Excise Act, 2016.

The prosecution case, in short, is that 13.500 liters wine is recovered.

It has been submitted on behalf of the petitioners that there is no allegation of tampering of witnesses alleged against the petitioners. The name of the petitioners has transpired as the poultry farm in question belongs to the joint family of the petitioners. Except for this, there is no other substantive evidence to suggest the implication of the petitioners in this



case. It is alleged that 13.500 liters wine is recovered from the poultry farm in question. Nothing incriminating has been recovered from the conscious possession of the petitioners. The petitioners 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 petitioners are named in the F.I.R.

Considering the aforesaid facts and circumstances, let the petitioners, 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 Special Excise Court, A.D.J. VI, Saran at Chapra in connection with Ekma P.S. case No.176 of 2018, 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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