

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.76564 of 2018

Arising Out of PS. Case No.-6 Year-2015 Thana- GOVERNMENT OFFICIAL COMP.
District- Purnia

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Ram Chandra Das son of Ram Prasad Das, resident of village Damgara, Das
Tola, P.S. Dhamdha, Dist. Purnea

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Manoj Kumar Jha
For the Opposite Party/s : Smt. Asha Kumari

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 19-12-2018 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner is apprehending his arrest in a case
registered under Section 47(A) of the Bihar Prohibition and
Excise Act, 2016.

The prosecution case, in short, is that 26.500 liters wine is
recovered.

It has been submitted on behalf of the petitioner that the
petitioner has got no criminal antecedent and there is no
allegation of tampering of witnesses alleged against the
petitioner. The name of the petitioner has transpired as the shop
in question belonging to the joint family of the petitioner.
Except for this, there is no other substantive evidence to suggest



the implication of the petitioner in this case. It is alleged that 26.500 liters wine is recovered from the shop 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./complaint case.

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 2nd Addl. Sessions Judge-cum-Special Judge, Excise, Purnea in connection with Case No. C1-6 of 2015 corresponding to C.I.S. No.68 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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