

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.2452 of 2019

Arising Out of PS. Case No.-162 Year-2018 Thana- GOVERNMENT OFFICIAL COMP.
District- Bhagalpur

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Sanjay Singh, aged about 42 years, Male, Son of Shatrughan Prasad Singh,
Village-Bilashi Town, P.S. Deoghar, Distt.-Deoghar (Jharkhand).

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

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Appearance :

For the Petitioner : Mr.Dhananjay Kumar Pandey, Advocate.
For the Opposite Party : Mr.Ajay Kumar, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 18-01-2019 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner is apprehending his arrest 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 180
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 180 liters wine is
recovered from two different cars in question. None of the cars
in question belongs to the petitioner. The name of the petitioner



has come on the basis of disclosure made by co-accused Amarjeet Kumar. Except for this, there is no other substantive evidence to suggest the implication of the petitioner in this case. 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 or 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 the learned IInd Additional Sessions Judge-cum-Special Judge, Excise, Bhagalpur, in connection with Excise Case No. 162 of 2018, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

U.K./-

(Sudhir Singh, J)

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