

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.3000 of 2019

Arising Out of PS. Case No.-338 Year-2018 Thana- ATRI District- Gaya

Rohit Sharma @ Raja @ Rohit Singh aged about 28 years (M) Son of Ram
Vinay Sharma, Resident of Village - Sirh, PS- Atri Distt- Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Prithivi Raj Singh
For the Opposite Party/s : Mr.Md. Nazir Ansari

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

2 23-01-2019 Heard learned counsel for the petitioner and learned
counsel appearing on behalf of the State.

The petitioner is in custody in connection with Atri
P.S. Case No. 338 of 2018, registered for the offence punishable
under Sections 272 and 273 of the Indian Penal code and
Section 30 (a) of the Bihar Prohibition and Excise Act, 2016.

Learned counsel for the petitioner submits that the
name of the petitioner disclosed by one Abhishek Kumar, who
was apprehended at spot. Learned counsel for the petitioner
further submits that petitioner is in custody in this case on
05.12.2018. He further submits that in the instant case total
140.940 liter English Wine was recovered from the alleged
Bolero Vehicle. Learned counsel for the petitioner further
submits that petitioner is not at all connected with trade of



liquor. He further submits that similarly circumstanced other co-accused have been granted bail by co-ordinate Bench of this Court in Cr. Misc. No. 68546 of 2018 and Cr. Misc. No. 69218 of 2018 vide order dated 30.11.2018 and 04.12.2018 respectively.

Considering the totality of the facts and circumstances as discussed herein above, let the petitioner named above is directed to be released on bail on furnishing bail bond of Rs.10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of the Learned Special Judge Excise, Act, Gaya in connection with Atri P.S. Case No. 338 of 2018, subject to the conditions that one of the bailor should be elected representative of the local body.

(Anil Kumar Upadhyay, J)

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