

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.3912 of 2019

Arising Out of PS. Case No.-200 Year-2018 Thana- SINDHWARA District- Darbhanga

Mukund Kumar @ Mukund Kumar Jha @ Mukund Jha, aged about 25 years,
Gender-Male, Son of Late Shambhu Jha, resident of- Singhwada North, P.S.
Singhwada, District-Darbhangha.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr.Sunil Kumar, Advocate.
For the Opposite Party : Mr. Madan Kumar, A.P.P.

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 29-01-2019 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 22.89 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 22.89 liters wine is
recovered from abandoned house in question. The name of the
petitioner has come in the present case on the basis of alleged
recovery made from abandoned house belongs to joint house of



the petitioner. 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/ Complaint Case.

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 Additional District & Sessions Judge-V-cum-Special Judge (Excise), Darbhanga, in connection with Singhwada P.S. Case No. 200/2018 and G.O. Case No. 895 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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