

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.17113 of 2019**

Arising Out of PS. Case No.-277 Year-2018 Thana- GOVERNMENT OFFICIAL COMP.  
District- Nawada

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Sandip Yadav Son of Lalo Yadav @ Lalo Yadav Resident of Village - Bhour,  
P.S.- Rajauli, District - Nawada.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

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**Appearance :**

For the Petitioner/s : Mr.Sheo Kumar Prasad  
For the Opposite Party/s : Mr.Amarendra Prasad

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**CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH**  
**ORAL ORDER**

2      29-03-2019                      Heard learned counsel for the petitioner and learned  
APP for the State.

The petitioner is apprehending his arrest in a case  
registered under Sections 30(a), 56(b) of the Excise Act.

The prosecution case, in short, is that 269 liters wine is  
recovered.

It has been submitted on behalf of the petitioner that  
there is no allegation of tampering of witnesses alleged against  
the petitioner. The name of the petitioner has transpired on the  
basis of disclosure made by the co-accused Sanjay Kumar.  
Except for this, there is no other substantive evidence to suggest  
the implication of the petitioner in this case. It is alleged that  
269 liters wine is recovered from the car in question. The car in



question does not belong to the petitioner. 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/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 Additional Sessions Judge-II-cum-Special Judge, Nawada in connection with G.O. Case No. 277 of 2018, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

**(Sudhir Singh, J)**

A.K.V.//-

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