

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.18992 of 2019

Arising Out of PS. Case No.-20 Year-2019 Thana- NAWADA MUFFASIL District- Nawada

Sangam Kumar, aged about 21 Years, M, Son of Late Manoj Singh, Resident
of Village - Kendua, P.S.- Muffasil, Distt.- Nawada.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr.Amresh Kumar Sinha, Advocate.
For the Opposite Party : Mr.Md. Fahimuddin, A.P.P.

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 08-04-2019 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner is languishing in custody since
16.02.2019 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 50 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 50 liters wine is
recovered from joint house of the petitioner. The name of the
petitioner has come in the present case on the basis of alleged



recovery made from joint house of the petitioner where other family members also reside. 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, be released on 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 A.D.J.-II-cum- Special Judge, Nawada, in connection with Muffasil P.S. Case No. 20/19.

(Sudhir Singh, J)

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