

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.28235 of 2019

Arising Out of PS. Case No.-443 Year-2018 Thana- BASANTPUR District- Siwan

Rameshwar Rai @ Ramashray Ray @ Ramaxay Ray Son of Late Suba Ray
Resident of Village- Basaon Tola Nagari, Police Station- Basantpur, District-
Siwan.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Bijay Prakash Singh

For the Opposite Party/s : Mr.Humayou Ahmad Khan

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 09-05-2019 Heard learned counsel for the petitioner and learned APP
for the State.

The petitioner seeks bail in a case registered under
Sections 272, 273, 308 of the Indian Penal Code and Sections
30, 34, 36, 38, 41 of the Bihar Prohibition and Excise Act, 2016.

The prosecution case, in short, is that 685 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 petitioner is in custody since 19-03-2019.
The name of the petitioner has transpired in this case as the
recovery was made from the hut in question. Except for this,
there is no other substantive evidence to suggest the implication



of the petitioner in this case. It is alleged that 685 liters wine is recovered from the hut, in question. 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, 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 learned Additional Sessions Judge-II-cum-Special Judge, Excise, Siwan, in connection with Basantpur P.S. Case No. 443 of 2018.

(Sudhir Singh, J)

A.K.V.//-

U		T	
---	--	---	--

