

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.31595 of 2019

Arising Out of PS. Case No.-28 Year-2019 Thana- MANIYARI District- Muzaffarpur

VIKASH KUMAR, aged about 19 years, Male, S/o Baiju Rai, R/o Village-
Jagdishpur, P.S.- Maniari, District- Muzaffarpur.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr.Sanjay Parasmani, Advocate.
For the Opposite Party : Mr.Bishweshwar Ram, A.P.P.

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 13-05-2019 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner is languishing in custody since
17.02.2019 in a case for the offence registered under Sections
272, 273 of the IPC and 30(a) of the Bihar Prohibition and
Excise Act, 2016.

The prosecution story, in brief, is that total 42.30 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.
Charge sheet/prosecution report has been submitted in the
present case. 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



42.30 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. 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 Special Judge, Excise Act, Muzaffarpur, in connection with Maniari P.S. Case No. 28 of 2019.

(Sudhir Singh, J)

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