

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.31608 of 2019

Arising Out of PS. Case No.-24 Year-2019 Thana- KUNDWACHAINPUR District- East
Champaran

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SUBODH KUMAR, Gender-Male, aged about 23 years, Son of Mauje Lal
Yadav @ Mauje Lal Ray, Resident of Village - Hardiya, P.S.- Kundwa,
Chainpur, Distt - East Champaran.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

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Appearance :

For the Petitioner : Mr.Zaki Haider, Advocate.

For the Opposite Party : Mr.Binod Kumar, A.P.P.

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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
11.03.2019 in a case for the offence registered under Sections
272,273, 420/34 of the IPC and 30(a) of the Bihar Prohibition
and Excise Act, 2016.

The prosecution story, in brief, is that total 2520 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 2520 liters wine is recovered from the Pick-up Van. The petitioner is alleged to be owner of the said vehicle. The petitioner had no knowledge regarding the nature of goods booked by the Transporter. 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, Motihari, East Champaran, in connection with Kundwa Chainpur P.S. Case No. 24 of 2019.

(Sudhir Singh, J)

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