

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.43003 of 2019

Arising Out of PS. Case No.-899 Year-2018 Thana- ARARIA District- Araria

SHAILENDRA KUMAR BHAGAT, aged about 36 years, Gender-Male, S/o
Jai Krishna Bhagat @ Jay Krishna Bhagat @ Jai Krihan Bhagat, R/o village-
Madanpur Bazar, P.S.- Madanpu (Araria) O.P., District- Araria.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

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

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 11-07-2019 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner is languishing in custody since
19.06.2019 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 84.03
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 84.03 liters wine is
recovered from the 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 2nd Additional Sessions Judge-cum-Special Judge, Araria, in connection with Special Case No. 1658 of 2018, arising out of Madanpur O.P. Araria P.S. Case No. 899 of 2018.

(Sudhir Singh, J)

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