

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.55342 of 2019

Arising Out of PS. Case No.-1049 Year-2018 Thana- PHULWARISHARIF District- Patna

SURAJ KEWAT @ SURAJ KUMAR, aged about 29 years, Male, Son of Ramayodhya Kewat, Resident of Village - Rajghat Nawada, Sorampur, P.S.- Punpun, Distt - Patna.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr.Siddharth Harsh, Advocate.
For the Opposite Party : Mr.Anil Prasad Singh, A.P.P.

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 03-09-2019 Heard learned counsel for the petitioner and learned counsel for the State.

The petitioner is languishing in custody since 02.08.2019 in a case for the offence registered under Sections 30(a), 30(b) and 30(c) of the Bihar Prohibition and Excise Act, 2016.

The prosecution story, in brief, is that total 60 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 60 liters wine is recovered from the Tempo in question. The petitioner is the owner of the vehicle in question. He had no knowledge regarding the nature of goods kept in the vehicle. 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, Patna, in connection with Fulwarisharif P.S. Case No. 1049 of 2018, corresponding to Special Case No. 237 of 2019.

(Sudhir Singh, J)

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