

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.66123 of 2019

Arising Out of PS. Case No.-248 Year-2019 Thana- KUCHAIKOTE District- Gopalganj

DEVENDRA Son of Rajendra @ Rajendra Singh Resident of Village - Ram
Thasana, Padhana Padanga, House No. 64, P.S.- Sadar Sonipat, Distt -
Sonipat, (Haryana)

... .. 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.Rajesh Kumar

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 21-10-2019 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in a case instituted for the
offences under Sections 30(a), 32(2), 41(1) of the Bihar
Prohibition and Excise Act, 2016.

Prosecution case, in short, is that 1794.360 liters wine is
recovered.

It has been submitted on behalf of the petitioner that the
petitioner is in custody since 25.08.2019 and has got no criminal
antecedent. Charge sheet/prosecution report has been submitted
in this case. There is no allegation of tampering of witnesses
alleged against the petitioner. It is alleged that 1794.360 liters
wine is recovered from the truck. The petitioner is said to be



driver of the truck in question. The petitioner had no knowledge regarding the nature of goods in question 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, it is directed that 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 2nd Additional Sessions Judge-cum-Special Judge, Excise, Gopalganj in connection with Kuchaikot P.S. case No.248 of 2019.

(Sudhir Singh, J)

Narendra/-

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