

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.71709 of 2019**

Arising Out of PS. Case No.-149 Year-2019 Thana- NIRMALI District- Supaul

UPKAR KUMAR @ UPKAR KUMAR RAJAK. Male, aged about 19 years,  
Son of Ram Deo Rajak @ Ram Dev Safi, Resident of Village - Piprahi, P.S.-  
Laukahi, Distt.- Madhubani.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

**Appearance :**

For the Petitioner : Mr.Arvind Kumar, Advocate.

For the Opposite Party : Mr.Pawan Kumar Chaurasia, A.P.P.

**CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH**  
**ORAL ORDER**

2      15-11-2019                      Heard learned counsel for the petitioner and learned  
counsel for the State.

The petitioner seeks bail in a case for the offence  
registered under Sections 30(a) and 37(c) of the Bihar  
Prohibition and Excise Act, 2016.

The prosecution story, in brief, is that total 45 liters  
wine is said to have been recovered.

It has been submitted by learned counsel for the  
petitioner that the petitioner is languishing in custody since  
11.09.2019. The petitioner has got no criminal antecedent. The  
petitioner has falsely been implicated in the present case.  
Charge sheet/prosecution report has been submitted in the  
present case. There is no allegation of tampering with the



witnesses alleged against the petitioner. It is alleged that total 45 liters wine is recovered. 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 Additional District and Sessions Judge-II-cum-Special Judge, (Excise), Supaul, in connection with Nirmali P.S. Case No. 149 of 2019.

**(Sudhir Singh, J)**

U.K./-

|   |  |   |  |
|---|--|---|--|
| U |  | T |  |
|---|--|---|--|

