

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.71771 of 2019**

Arising Out of PS. Case No.-371 Year-2019 Thana- SHEKHPURA District- Sheikhpura

JIYAUL KHAN @ JIAUL KHAN (Male), aged about 23 years, Son of Sadik Khan Resident of Village - Parsatad, P.S.- Jhariya, Distt.- Dhanbad, (Jharkhand).

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr.Dr. Anjani Pd. Singh, Advocate.
For the Opposite Party : Mr.Dr. Kumar Uday Pratap, 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 Section 30(a) of the Bihar Prohibition and Excise Act, 2016.

The prosecution story, in brief, is that total 630 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 21.08.2019. 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 630 liters wine is recovered from four different vehicles. 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 District and Sessions Judge, Sheikhpura, in connection with Excise Case No. 273/2019, arising out of Sheikhpura P.S. Case No. 371/2019.

(Sudhir Singh, J)

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