

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.73472 of 2019

Arising Out of PS. Case No.-301 Year-2019 Thana- PAKRIDAYAL District- East Champaran

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SANJAY RAI @ SANJAY KUMAR S/o Surajdeo Rai Resident of Village-
Harnathpur Parsauni, P.S.- Pakrideyal, Dist- East Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Sangeet Deokuliar

For the Opposite Party/s : Mr.Tarun Prasad Mandal

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 18-11-2019 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in a case instituted for the
offences under Section 414 of I.P.C. and 30(a) of the Bihar
Prohibition and Excise Act, 2016.

Prosecution case, in short, is that 2540.160 liters wine
is recovered.

It has been submitted on behalf of the petitioner that
the petitioner is in custody since 23.09.2019 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
2540.160 liters wine is recovered from the truck. The truck in
question does not belong to the petitioner. The petitioner had no



knowledge that the truck in in question is stolen property. Hence no offence under Section 414 of I.P.C. is made out. 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 Special Judge, Excise Act, Motihari, East Champaran in connection with PakridayalP.S. case No.301 of 2019.

(Sudhir Singh, J)

Narendra/-

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