

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.11466 of 2020

Arising Out of PS. Case No.-402 Year-2019 Thana- KUCHAIKOTE District- Gopalganj

Karmbir Son of Sultan Singh Resident of Village - Khedaka, Police Station -
Badali, District - Jhajhar (Haryana).

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Arbind Kumar Singh
For the Opposite Party/s : Mr.Manoj Kumar

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 28-02-2020 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in a case registered under
Sections 30(a), 32(2), 36 & 41(1) of the Bihar Prohibition and
Excise Act, 2018.

The prosecution case, in short, is that 2845.800 liters
wine is recovered.

It has been submitted on behalf of the petitioner that
the petitioner has got no criminal antecedent. There is no
allegation of tampering of witnesses alleged against the
petitioner. The petitioner is in custody since 25-11-2019. Charge
sheet/Prosecution report in this case has already been submitted.
It is alleged that 2845.800 liters wine is recovered from the
truck, in question. The petitioner is said to be Khalasi of the



truck, in question. He had no knowledge regarding the nature of goods, booked by the transporter. Nothing incriminating has been recovered from the conscious possession of the petitioner. 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.

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 learned Additional Sessions Judge-II-cum-Special Judge, Excise Act, Gopalganj in connection with Kuchaikote P.S. Case No. 402 of 2019.

(Sudhir Singh, J)

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