

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.14540 of 2020**

Arising Out of PS. Case No.-142 Year-2018 Thana- MIRGANJ District- Gopalganj

=====

MOHAMMAD MERAJUL Son of Aas Mohamad Dewan @ Ashmohammad  
Devan Resident of Village - Jhakhiya, P.S.- Banjariya, District - East  
Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

=====

**Appearance :**

For the Petitioner/s : Mr.Umesh Chandra Verma

For the Opposite Party/s : Mr.Rita Verma

=====

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

2      02-03-2020                      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 272, 273 of the Indian Penal Code and  
30(a) of the Bihar Prohibition and Excise Act, 2016.

Prosecution case, in short, is that 892.5 liters wine is  
recovered.

It has been submitted on behalf of the petitioner that  
the petitioner is in custody since 8.11.2019 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 892.5  
liters wine is recovered from the truck in question. The



petitioner is the owner of the truck in question. He had no knowledge regarding the nature of goods booked by the transporter. The petitioner has been made accused due to mistake of fact. 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 2<sup>nd</sup> Additional Sessions Judge -cum- Special Judge, Excise, Gopalganj in connection with Mirganj P.S. Case No. 142 of 2018.

**(Sudhir Singh, J)**

Pankaj/-

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

