

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.28168 of 2020

Arising Out of PS. Case No.-22 Year-2019 Thana- BRAHMPUR District- Buxar

SONU SINGH Son of Mahanth Singh Resident of Village- Garhatha Khurd,
P.S.- Brahmpur, District- Buxar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Bachan Jee Ojha

For the Opposite Party/s : Mr.Ganesh Pd. Singh

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 02-11-2020 Due to COVID-19 Pandemic, the matter is being
taken up by way of virtual Court proceeding.

The matter has been listed under the heading ‘For
Orders’ under the orders of Hon’ble the Chief Justice.

Learned counsel for the petitioner is directed to
remove the defects, as pointed out by the office, within a period
of four weeks from the date of restoration of normalcy.

Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in a case instituted for the
offence under Section 30(A) of Bihar Prohibition and Excise
Act, 2016.

Prosecution case, in short, is that 734 liters of liquor is
recovered.



It has been submitted on behalf of the petitioner that the petitioner is in custody since 26.03.2020. Charge sheet has been submitted in this case. There is no allegation of tampering of witnesses alleged against the petitioner. It is alleged that 734 liters of liquor is recovered from the house of co-accused Prabhu Choudhary. There is no recovery of any incriminating article from the conscious possession of the petitioner. The petitioner had no knowledge regarding the alleged incident. There is no compliance of Section 100 of 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 A.D.J. II-cum-Special Judge (Excise Act), Buxar in connection with Brahmpur P.S. case No.22 of 2019.

(Sudhir Singh, J)

Narendra/-

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