

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.29814 of 2020

Arising Out of PS. Case No.-169 Year-2020 Thana- SUGAULI District- East Champaran

RAM SINGH, aged about 45 years (M), S/o Kishan Singh, R/o Vill.-Anand
Nagar, P.S.-Bijulpur, Distt.-Indaur (Madhya Pradesh).

... .. Petitioner

Versus

THE STATE OF BIHAR

... .. Opposite Party

Appearance :

For the Petitioner : Mr.Abhishek Kumar, Advocate.

For the Opposite Party : Mr. Sanjay Kumar Tiwari, A.P.P.

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 12-11-2020 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 after restoration of normalcy.

Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner seeks bail in a case for the offence
registered under Sections 414, 467, 468, 120(B) of the I.P.C.
30(a) and 37(c) of the Bihar Prohibition and Excise



(Amendment) Act, 2018.

The prosecution story, in brief, is that total 1.5 liters wine is said to have been recovered from the Truck in question.

It has been submitted by learned counsel for the petitioner that the petitioner is in custody since 19.03.2020. The petitioner has got no criminal antecedent. Charge sheet has been submitted in the present case. There is no allegation of tampering with the witnesses alleged against the petitioner. The petitioner has falsely been implicated in the present case. It is alleged that total 1.5 liters wine is recovered from the Truck in question. Except for this, there is no other substantive evidence to suggest the implication of the petitioner in the present case. There is no recovery of any incriminating article from 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 learned counsel for the State, it has been submitted that the petitioner is named in the F.I.R.

Considering the facts and circumstances of the case, the petitioner above named, is directed to 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



7th Additional Sessions Judge-cum-Special Judge, Excise,
Motihari, East Champaran, in connection with Sugauli P.S. Case
No. 169 of 2020.

(Sudhir Singh, J)

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