

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.31233 of 2020**

Arising Out of PS. Case No.-93 Year-2020 Thana- RAGHOPUR District- Vaishali

PANKAJ RAI S/o Shankar Rai Resident of Village-Litiyahi, P.S.-Raghopur,
District-Vaishali.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Abhishek Kumar

For the Opposite Party/s : Mr.Damodar Pd. Tiwary

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

2 01-12-2020 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
offences under Sections 30(a) of Bihar Prohibition and Excise
Act, 2016.

Prosecution case, in short, is that 1284.270 liters wine
is recovered.



It has been submitted on behalf of the petitioner that the petitioner is in custody since 16.06.2020 and has got no criminal antecedent. Charge sheet has been submitted in this case. There is no allegation of tampering of witnesses alleged against the petitioner. It is alleged that 1284.270 liters wine is recovered from the pick up van. The pick up van in question does not belong to the petitioner. The petitioner has got no concern with 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 2nd Additional Sessions Judge-cum-Special Judge, Excise, Vaishali at Hajipur in connection with Raghapur (Rustampur) P.S. case No.93 of 2020.

(Sudhir Singh, J)

Narendra/-

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