

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.37816 of 2020

Arising Out of PS. Case No.-65 Year-2020 Thana- GOVERNMENT OFFICIAL COMP.
District- Bhagalpur

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DILEEP BARNWAL@DILEEP KUMAR BARNWAL, aged about 36 years,
Son of Rajgir Barnwal, Resident of Village - Bhuli, D.Block, Sector-2/24,
Bhuli Nagar, P.S.- Bhuli, Distt.- Dhanbad, Jharkhand.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

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Appearance :

For the Petitioner : Mr. Subodh Prasad, Advocate.
For the Opposite Party : Mr. A.G

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 05-02-2021 Learned counsel for the petitioner is directed to

remove the defects, as pointed out by the office, within a period

of four weeks.

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

The petitioner seeks bail in a case for the offence
registered under Section 30(a) of the Bihar Prohibition and
Excise (Amendment) Act, 2018.

The prosecution story, in brief, is that total 333 liters
wine is said to have been recovered from the vehicle in
question.

It has been submitted by learned counsel for the
petitioner that the petitioner is languishing in custody since



15.07.2020 and has got no criminal antecedent. Prosecution Report 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 333 liters wine is recovered from the vehicle in question. The petitioner is not the owner of the vehicle in question. 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 Complaint case.

Considering the aforesaid 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/- (Rupees Ten Thousand Only) with two sureties of the like amount each to the satisfaction of the learned Second Additional District and Sessions Judge-cum-Special Judge, Excise, Bhagalpur, in connection with Excise Case No. 65/2020.

(Sudhir Singh, J)

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