

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.37806 of 2020

Arising Out of PS. Case No.-285 Year-2020 Thana- KATEYA District- Gopalganj

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AMIT KUMAR, (Male), aged about 21 years, S/o Yogendra Chaudhary @
Yogendra Chaudhari, R/o Village- Badi Masjid, Ward No. 21, Siwan, P.S.-
Siwan, District- Siwan.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

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Appearance :

For the Petitioner : Mr.Lokesh Kumar Singh, Advocate.
For the Opposite Party : Mr. B.N.Pandey, A.P.P.

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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
A.P.P. 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 33.48 liters
wine is said to have been recovered from the Motorcycle in
question.

It has been submitted by learned counsel for the
petitioner that the petitioner is in custody since 06.09.2020. 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 33.48 liters wine is recovered from the Motorcycle in question. The Motorcycle in question does not belong to the petitioner. 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 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 IInd Additional Sessions Judge-cum-Special Judge, Excise, Gopalganj, in connection with Kateya P.S. Case No. 285 of 2020.

(Sudhir Singh, J)

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