

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40209 of 2020

Arising Out of PS. Case No.-130 Year-2020 Thana- GOVERNMENT OFFICIAL COMP.
District- Nalanda

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JITENDRA KUMAR SINGH @ JITENDRA KUMAR VIJAY KUMAR,
aged about 45 years, Gender-Male, Resident of village-Belari, P.S.-Katrisarai,
District-Nalanda.

... .. Petitioner

Versus

THE STATE OF BIHAR

... .. Opposite Party

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Appearance :

For the Petitioner : Mr. Pramod Kumar Sinha, Advocate.
For the Opposite Party : Mr. A.G.

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 16-04-2021 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 through Virtual mode.

The petitioner is apprehending his arrest 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 284.730

liters wine is said to have been recovered from the joint house of



the petitioner.

It has been submitted by learned counsel for the petitioner that the petitioner has got no criminal antecedent. 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 284.73 liters wine is recovered from the joint house of the petitioner. Except for this, there is no other substantive evidence to suggest the implication of the petitioner in this case. Nothing incriminating has been recovered from the conscious possession of the petitioner. The petitioner had no knowledge regarding the alleged incident. 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 F.I.R./Complaint Case.

Considering the aforesaid facts and circumstances of the case, let the petitioner above named, in the event of arrest or surrender before the learned court below within a period of eight weeks from today, be released on anticipatory 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 3rd Additional Sessions Judge-cum-Special Judge, (Excise), Nalanda at Bihar Sharif, in connection with Case No. 130C 3



Ex/2020, subject to the conditions as laid down under Section
438(2) of the Code of Criminal Procedure.

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(Sudhir Singh, J)

