

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.3903 of 2020

Arising Out of PS. Case No.-141 Year-2019 Thana- KHODAWANDPUR District- Begusarai

RAJESH @ RAJ KUMAR VISHWAKARMA Son Sumegal Vishwakarma @
Shumangal Vishwakarma Resident of Village - East Bhagat Dih, P.S.- Jharia,
District- Dhanbad

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Shubhesh Pandey

For the Opposite Party/s : Mr. Nityanand Tiwary, APP

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH

ORAL ORDER

7 30-11-2021 Heard learned counsel for the petitioner and the State.

The petitioner is apprehending his arrest in a case registered for the offence under Sections-120(B), 272, 273, 414 of the Indian Penal Code and Section-30(a) of the Bihar Prohibition and Excise Act, 2016.

The prosecution case, in short, is that 621 liters wine is recovered.

It has been submitted on behalf of the petitioner that the petitioner has got no criminal antecedent. There is no allegation of tampering of witnesses alleged against the petitioner. The petitioner has been falsely implicated in the present case. It is alleged that 621 liters wine is recovered from two pick up Vans. The petitioner is said to be owner of one of the pick up Vans. There is no recovery of liquor from the pick up Van belonging to the petitioner. 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.

Considering the aforesaid facts and circumstances of
the case, let the petitioner, above named, in the event of
arrest/surrender before the learned court below within a period
of twelve weeks from today, be released on anticipatory bail on
furnishing bail bonds of Rs. 10,000/- (Rupees ten thousand)
with two sureties of the like amount each to the satisfaction of
learned Additional Sessions Judge-II-cum-Special Judge, Excise
Act, Begusarai in connection with Khodawandpur P.S. Case No.
141 of 2019, subject to the conditions as laid down under
Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

A.K.V.//-

U		T	
---	--	---	--

