

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.49973 of 2014

Arising Out of PS.Case No. -99 Year- 2014 Thana -GOVERNMENT OFFICIAL COMP. District-
BHAGALPUR

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1. Ashok Choudhary Son of Sitaram Choudhary Resident of Village -
Rannuchak, P.S.-Nathnagar, Dist.-Bhagalpur

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Parmanand Pd. Nr. Sahi, Advocate

For the Opposite Party/s : Mr. Ajay Kumar Jha(App)

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CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

2 09-04-2015 Heard learned counsel for the petitioner and
learned counsel for the State.

The petitioner apprehends his arrest in Excise P.S.
Case No. 99 of 2014, registered for the offences punishable
under Section 47(a) of the Excise Act.

Learned counsel for the petitioner submits that the
alleged recovery has been indicated in Annexure-1 have been
endorsed by one seizure list witness, who is an inimical terms
with the petitioner and in fact no explanation is coming as to
why the raid was conducted on 18.09.2014 and the matter was
placed before the Court on 22.09.2014. Learned counsel for the
petitioner submits that this Annexure casts a cloud on entire
prosecution story.

Considering the aforesaid submissions and also
the fact, there is no criminal antecedent of similar nature or

any other criminal history, let the above named petitioner, in the event of his arrest or surrender before the court below within a period of two weeks from the date of receipt/production of a copy of this order, is directed to be enlarged on bail on furnishing bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Bhagalpur in connection with Excise P.S. Case No. 99 of 2014, subject to the conditions as laid down under Section 438(2) of the Indian Penal Code.

(Anjana Mishra, J)

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