

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.30795 of 2015**

Arising Out of PS.Case No. -17 Year- 2015 Thana -TARAIYA District- SARAN

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Santosh Kumar S/o Sri Raghunath Sah Resident of village - Chakia, P.S.  
Chakia, District - East Champaran

.... .... Petitioner/s

Versus

The State of Bihar

.... .... Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. N.K. Agarwal, Sr. Advocate  
Mr. Dhananjaya Nath Tiwari, Advocate

For the Opposite Party/s : Mr. Nand Kishore Pd.(App)

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**CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA**  
**ORAL ORDER**

2      12-08-2015                      Heard learned counsel for the petitioner and  
  
learned counsel for the State.

The petitioner apprehends his arrest in connection  
with Taraiya P.S. Case No. 17 of 2015 registered for the  
offences punishable under Section 272 and 273 of the Indian  
Penal Code and Section 47(A) of the Excise Act.

Learned counsel for the petitioner submits that  
petitioner is a Truck owner from which the certain excise  
articles are said to have been recovered. It is further submitted  
that it is only the driver who takes the vehicle and let it on hire  
to parties, in question. It is further submitted that whatever  
recovery was made from his truck was not to his knowledge. It  
is further submitted that petitioner has no criminal antecedent  
especially of similar nature.

Considering the aforesaid submissions, let the  
petitioner, in the event of his arrest or surrender before the

Court below within a period of three weeks from the date of receipt/production of a copy of this order, be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the Judicial Magistrate, 1<sup>st</sup> Class, Saran at Chapra in connection with Taraiya P.S. Case No. 17 of 2015, subject to the conditions as laid down under Section 438 (2) of the Cr. P.C.

**(Anjana Mishra, J)**

Jagdish/-

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