

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.39901 of 2015

Arising Out of PS.Case No. -48 Year- 2014 Thana -GOVERNMENT OFFICIAL COMP. District-
SIWAN

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Oshihar Yadav Son of Sampat Chaudhary@Sampat Yadav resident of
Village Sultanpur Dahabari, Police Station-Andar, District Siwan.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ajay Kumar Tiwary

For the Opposite Party/s : Mr. Harendra Prasad(App)

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 01-10-2015

Heard learned counsel for the petitioner and the State.

The petitioner is apprehending his arrest in a case
instituted under Section 47 (A) (D) (F) of the Excise Act.

Allegation is that illegal liquors were found in possession
of the petitioner.

It has been submitted on behalf of the petitioner that he
has been falsely implicated in the present case due to mistake of
fact. Allegation made in the prosecution case has been denied by
him. Petitioner is ready to deposit Rs. 10,000/- in the court below
which shall be subject to final disposal of the case.

On behalf of the State, it is submitted that the petitioner is
named in the F.I.R.

Considering the aforesaid facts and circumstances, it is
directed that petitioner shall deposit Rs. 10,000/- in the court
below which shall be subject to the final disposal of the case.

Let the above named petitioner, in the event of arrest or
surrender in the court below within a period of four weeks, be

released on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand only) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Siwan, in connection with C III 48 of 2014, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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