

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.34656 of 2014

Arising Out of PS.Case No. -156 Year- 2014 Thana -SARAIYA District- MUZAFFARPUR

Vijay Mahto son of Ram Chandra Mahto
Sanjeet Mahto son of Ram Chandra Mahto

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Mani Bhushan Kumar

For the Opposite Party/s : Mr. Sanjay Kumar Tiwary (App)

CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

2 10-04-2015 Heard learned counsel for the petitioners as well as
learned Additional Public Prosecutor for the State.

Petitioners apprehend their arrest in connection with
Saraiya P.S.Case No. 156 of 2014 registered for the offences
punishable under Sections 272, 273 of the Indian Penal Code and
47 (F) of Excise Act.

Taking into consideration that in huge quantity of
country made liquor and other articles were recovered from joint
house of the petitioners, I am not inclined to grant privilege of
anticipatory bail to the petitioners, accordingly, their prayer for
anticipatory bail in connection with Saraiya P.S.Case No. 156 of
2014, pending in the court of Special Judge, Excise Act,
Muzaffarpur. Stands rejected.

However, if petitioners surrender and seek regular bail

within four weeks the concerned court shall consider the regular bail application of the petitioners on its own merit without being prejudiced by this rejection order, particularly, keeping in mind that petitioners were neither arrested on the spot nor anything was recovered from their conscious possession and they do not have any criminal antecedent and furthermore the concerned court shall pass appropriate order on regular bail petition of the petitioners on the day of their surrender.

Namita/-

(Hemant Kumar Srivastava, J)

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