

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.47406 of 2014

Arising Out of PS.Case No. -78 Year- 2013 Thana -RAXAUL District-
EASTCHAMPARAN(MOTIHARI)

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Pappu Yadav @ Suman Yadav Son of Late Sita Ram Yadav Resident of
Village - Raxaul Town, P.S. - Raxaul Town, District - East Champaran.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s :

For the Opposite Party/s :

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CORAM: HONOURABLE MR. JUSTICE AHSANUDDIN AMANULLAH

ORAL ORDER

2 14-05-2015 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner apprehends arrest in Raxaul P.S. Case
No. 78 of 2013 dated 03.04.2013 instituted under Sections
272/273 of the Indian Penal Code and 47 (a) of the Bihar Excise
Act.

The allegation against the petitioner is that he is the
landlord of the premises from which 1800 pouches of
countrymade liquor have been recovered.

Learned counsel for the petitioner submits that
neither was he caught from the premises nor the license for the

shop was in his name and the only connection of the petitioner was that he had given the premises belonging to him on rent to one Taramati Devi in whose name there is valid license and further the allegation against one Pradeep Kumar is of running the liquor shop who has also been made an accused and has been granted anticipatory bail by a co-ordinate Bench of this Court on 21.03.2014 in Cr. Misc. No. 2982 of 2014, copy of which has been made Annexure-4 in the present application. It is further submitted that the petitioner has no criminal antecedent.

Learned A.P.P. opposes the prayer for anticipatory bail.

Considering the facts and circumstances of the case and submissions of learned counsel for the parties, in the event of arrest or surrender before the court below within six weeks from today, the petitioner be released on bail upon furnishing bail bonds of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, East Champaran at Motihari in Raxaul P.S. Case No. 78 of 2013, subject to the conditions laid down in Section 438(2) of the Code of Criminal Procedure, 1973.

(Ahsanuddin Amanullah, J)

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