

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.22805 of 2016

Arising Out of PS.Case No. -367 Year- 2015 Thana -GAYA MUFFSIL District- GAYA

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1. Shyam Kumar Son of Naresh Sao, resident of village- Bagdaha, P.S.-
Bodh-Gaya, District- Gaya.... Petitioner

Versus

1. The State of Bihar Opposite Party

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Appearance :

For the Petitioner/s : Mr. Arvind Kumar Singh

For the Opposite Party/s : Mr. Ram Anurag Singh(App)

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**CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN
SHARMA**

ORAL ORDER

2 26-05-2016 Heard learned counsel for the petitioner and learned APP
for the Sate.

The petitioner seeks bail in connection with Gaya
Muffasil P.S. Case No. 367 of 2015 registered for the offences
punishable under Sections 272, 273 of the Indian Penal Code and
Sections 26/3 (B), 15/18 of Mahua Flower Act.

Allegedly, acting on a tip off, from the house of Arjun Sao
750 kg. Mahua Flower kept in 15 bags were recovered and during
course of investigation it transpires that the petitioner who is the
Bhagina of Arjun Sao was the owner of seized Mahua Flower.

Submission is of false implication and that nothing has
been recovered from possession of the petitioner or from his
house, the petitioner has got no concern with the seized Mahua
Flower and without any fault he is suffering in custody since
29.03.2016 having clean antecedent to which learned APP

opposes.

In the facts and circumstances stated above, the petitioner above named is directed to be released on bail on execution of bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Gaya in connection with Gaya Mufassil P.S. Case No. 367 of 2015, subject to the conditions that one of the bailors must be a near relative and another having sufficient immovable property within the territorial jurisdiction of the court concerned and the petitioner shall remain present on each and every date during trial and the default on two consecutive dates on his part without any reason shall disentitle the petitioner from privilege of bail.

(Jitendra Mohan Sharma, J)

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