

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.14067 of 2016

Arising Out of PS.Case No. -17 Year- 2016 Thana -ANDHRAMATH District- MADHUBANI

1. FEKU DAS @ FAIKU DAS Son of Late Shyam Das, resident of village-
Narendrapur, P.S. Andhramath, District- Madhubani

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Gagan Deo Yadav

For the Opposite Party/s : Mr. A.A.Khan(App)

CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI
SHARAN SINGH
ORAL ORDER

2 18-04-2016 Heard learned Counsel for the petitioner and
learned Additional Public Prosecutor for the State.

This application, for grant of anticipatory bail,
arises out of Andhra Math Police Station Case No. 17 of
2016, disclosing offence under Section 47(a) of the Excise
Act.

It is alleged that from the petitioner's shop, 25
bottles of country liquor were recovered.

Learned Counsel for the petitioner has
submitted that the petitioner does not deal with country
liquor or any liquor and he runs a business of footwear. She
submits that the petitioner has no criminal antecedent and
he has been implicated at the instance of the local

chowkidar with whom he had enmity.

Considering the fact that the petitioner has no criminal antecedent and it is the first time that he has been implicated in a case for offence punishable under Section 47 (a) of the Excise Act, this application is allowed.

Let the petitioner, Feku Das @ Faiku Das, in the event of his arrest or surrender before the Court below within six weeks, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate, Jhanjharpur, Madhubani, in connection with Andhra Math Police Station Case No. 17 of 2016, subject to the condition laid down under Section 438 (2) of the Code of Criminal Procedure.

This is subject to the condition that the petitioner shall present himself before the police/Court, as the case may be, as and when required and in the event of failure on his part to appear before the Court on two consecutive occasions, his bail bond shall be liable to be cancelled.

(Chakradhari Sharan Singh, J.)

Prabhakar Anand/-

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