

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.29739 of 2016

Arising Out of PS.Case No. -90 Year- 2016 Thana -RAMGARH District- BHABHUA (KAIMUR)

Rajesh Yadav @ Rajesh Kumar Yadav S/o Balroop Yadav Resident of
Village- Dahrak, P.S Ramgarh, District Kaimur.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

Appearance :

For the Petitioner : Mr. Rakesh Singh, Advocate

For the Opposite Party : Mr. Mr. Manoj Kumar, Advocate

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA
ORAL ORDER

2 05-09-2016 Heard both sides.

The petitioner apprehends his arrest in Ramgarh P.S.Case
No.90 of 2016 under Section 47(A) of the Excise Act.

Learned counsel for the petitioner submits that the
petitioner is not apprehended at the spot, nothing has been
recovered from the conscious possession or constructive
possession of the petitioner. The liquor was recovered from barren
land covered by cow-dung and Tripal. Nobody has seen the
petitioner keeping the liquor in a barren land.

Considering the aforesaid facts, the above named
petitioner, in the event of his arrest or surrender before the learned
court below within a period of four weeks from the date of
receipt/production of a copy of this order is directed to be enlarged

on bail on furnishing bail bond of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of Shri Himanshu Pandey, Judicial Magistrate, Ist Class, Kaimur at Bhabua in connection with Ramgarh P.S.Case No.90 of 2016, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Jha, J)

B.Kr./-

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