

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.27314 of 2016

Arising Out of PS.Case No. -140 Year- 2015 Thana -KANHAULI District- SITAMARHI

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Ram Sanehi Mahto son of late Siyaram Mahto resident of village Parsa Khurd, P.S. Kanhauli, District - Sitamarhi.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 12-07-2016

Heard learned counsel for the petitioner and the State.

The petitioner is apprehending his arrest in a case instituted under Sections 272, 273 and 34 of the Indian Penal Code and Section 47(A)(F) of the Excise Act.

Allegation is that 25 litres of country made liquor and other equipments relating to liquor manufacturing were recovered from a house which is said to be of the petitioner.

It is submitted on behalf of the petitioner that he has falsely been implicated in the present case. Due to village politics he has been named in the case. There is no recovery of any incriminating article from the conscious possession of the petitioner. It is further submitted that petitioner is ready to deposit Rs.14,000/- in the court below which shall be subject to the final disposal of the case.

On behalf of the State, it is submitted that petitioner is named in the F.I.R.

Considering the aforesaid facts and circumstances, It is directed that petitioner shall deposit Rs.14,000/- in the court below which shall be subject to the final disposal of the case.

Let the above named petitioner, in the event of his/her arrest or surrender in the court below within a period of six weeks, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand only) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Sitamarhi, in connection with Kanhauli P.S. Case no. 140 of 2015, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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