

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.28349 of 2016

Arising Out of PS.Case No. -14 Year- 2016 Thana -GOVERNMENT OFFICIAL COMP. District-
DARBHANGA

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Md. Gayasuddin @ Tanweer S/o Late Moinuddin, resident of village -
Kaziwana, P.S. Bahera, District - Darbhanga

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Dharmendra Jha

For the Opposite Party/s : Mr. Sri Bharat Bhushan

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CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

2 26-07-2016

Heard Sri Dharmendra Jha, learned counsel for the
petitioner and Sri Bharat Bhushan, learned Addl. Public
Prosecutor.

The sole petitioner, apprehending his arrest in
G.O.Case no.14 of 2016 registered for the offence under Section
47 (a) of the Excise Act, has prayed for grant of anticipatory bail.

It was submitted by learned counsel for the
petitioner that petitioner's name has been dragged in the present
case on the basis of statement of one co-accused Hamid Raza
Hashmi. He submits that the petitioner is having clean antecedent.
He further submits that nothing has been recovered from the
possession of the petitioner, rather country-made liquor has been
recovered from the vehicle of co-accused Hamid Raza Hashmi and

on the basis of confession of co-accused Hamid Raza Hashmi, the petitioner has been made accused.

Keeping in view the fact that the petitioner's name has come on the basis of confession of co-accused, there is no reason to deny the prayer for extending the privilege of anticipatory bail. Let the petitioner, namely, Md. Gayasuddin @ Tanweer, in the event of his arrest or surrender within six weeks from today, 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 Judicial Magistrate, 1st Class, Darbhanga in connection with G.O. Case no.14 of 2016, subject to conditions as laid down in Section 438(2) of the Code of Criminal Procedure.

(Rakesh Kumar, J)

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