

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.46304 of 2016

Arising Out of PS.Case No. -102 Year- 2016 Thana -NAUTAN District- SIWAN

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Chandan Gupta, Son of Dinanath Gupta, Resident of Village – Kilpur Bania
Toli, P.S. – Nautan, District – Siwan.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Yogendra Prasad Sinha

For the Opposite Party/s : Mr. Md. Ansarul Haque

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**CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR
SINGH**

ORAL ORDER

02/ 22-10-2016

Heard learned counsels for the petitioner
and the State.

The petitioner is apprehending his arrest in
a case registered for the offences punishable under Sections 272,
273/34 of the Indian Penal Code and 47 of Bihar Excise Act.

On secret information that the liquor is
being transported from Uttar Pradesh from Maruti car and
motorcycle, the Maruti car and motorcycle were intercepted.
From the Maruti car country made liquor was recovered. The
motorcyclist threw a plastic bag containing liquor and escaped
from the scene. The village chaukidar suggested that the
petitioner is the person who was driving the motorcycle.

It is submitted by learned counsel for the
petitioner that the recovery has not been made from the

petitioner. Though, the petitioner is accused in other cases but he has never been made accused in Excise Act.

The aforesaid facts constitute ground for consideration of prayer for bail, if the petitioner surrenders before the learned court below within a period of six weeks from today in connection with Nautan P.S. Case No. 102 of 2016 pending in the court of learned Additional Chief Judicial Magistrate-XII, Siwan.

Accordingly, this application is disposed of.

(Dinesh Kumar Singh, J)

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