

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.58499 of 2015

Arising Out of PS.Case No. -299 Year- 2013 Thana -GOVERNMENT OFFICIAL COMP. District-
NAWADA

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Mahrana Chaudhary, S/O Bundi Chaudhary, resident of village/Mohallah-
Proriya, P.S.- Sirdala, District- Nawada.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Krishna Deo Raj, Advocate

For the Opposite Party/s : Mr. P.K.Chaurasiya(A.P.P.)

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CORAM: HONOURABLE DR. JUSTICE RAVI RANJAN
ORAL ORDER

2 03-02-2016 Heard learned counsel for the petitioner and the State.

The petitioner apprehends his arrest in a case registered
for the offence punishable under Section 47 (A) of the Excise Act.

It is contended on behalf of the petitioner that nothing has
been recovered from his possession or even from the house of the
petitioner rather the place of seizure is said to be a place besides
the river. That apart, it is further contended that though it is stated
that Jawa Mahua has been recovered but at the same time it is
stated in Annexure-1 that the said Jawa Mahua, since was stored in
earth pots, was destroyed at the time of removal, therefore, it is highly
suspicious that 400 K.G. was weighed by the authority concerned.

Having regard to the facts and circumstances of the case,
let the petitioner, namely, Mahrana Chaudhary be released

on bail in the event of his arrest/surrender before the court below within a period of six weeks from today in connection with G.O. Case No.299/2013, on furnishing bail bond of Rs.10,000 (Ten Thousand Rupees) with two sureties of the like amount each to the satisfaction of Additional Chief Judicial Magistrate-V, Nawada subject to the conditions as laid down under sub-section (2) of Section 438 of the Code of Criminal Procedure with a further condition that one of the bailors must be the father of the petitioner.

If the petitioner, after his release in this case, is again found involved in similar nature of cases then the concerned court would be at liberty to take steps for cancellation of his bail bonds.

(Dr. Ravi Ranjan, J)

V.K. Pandey/-

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