

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.44818 of 2016

Arising Out of PS.Case No. -118 Year- 2016 Thana -BARHARIA District- SIWAN

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1. Zahid Hussain Khan son of Ajij Khan, Resident of Village- Rohra Kala,
Police Station- Barharia, District- Siwan.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Raghav Prasad

For the Opposite Party/s : Mr. Sri Uma Shankar Prasad Singh

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

2 06-12-2016 Heard learned counsel for the petitioner as well as
learned Additional Public Prosecutor for the State.

Petitioner apprehends his arrest in connection with
Barharia Police Station Case No. 118 of 2016 registered for the
offences punishable under Sections 47 of the Bihar Excise
Amendment Act 2016

No doubt, petitioner is not named in the first
information report and neither he was caught on the spot nor
anything was recovered from his conscious possession but in
course of investigation, it came to light that one of the seized
motorcycles was of the petitioner and, therefore,
considering the aforesaid facts and circumstances, in my view, it is
not a fit case for grant of anticipatory bail and, hence, the prayer



of the petitioner for anticipatory bail in connection with Barharia P.S.Case No. 118 of 2016, pending in the court of learned Chief Judicial Magistrate, Siwan stands rejected.

However, this order shall not cause any prejudice to the concerned court at the time of consideration of regular bail application of the petitioner.

(Hemant Kumar Srivastava, J)

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