

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.52367 of 2016

Arising Out of PS.Case No. -109 Year- 2016 Thana -SANGRAMPUR District-
EASTCHAMPARAN(MOTIHARI)

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1. Jainuddin Ansari Son of Late Karmuddin Ansari, resident of village-
Dariyapur, P.S.- Sangrampur, District- East Champaran.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Virendra Kuar, Advocate

For the Opposite Party/s : Mr. Rajesh Kumar, A.P.P.

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CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

2 16-12-2016 Heard learned counsel for the petitioner and the learned
A.P.P. for the State.

Petitioner is languishing in judicial custody since
26.09.2016 in connection with Sangrampur P. S.Case No. 109 of
2016 registered for the offence punishable under Sections 272,
273 of the Indian Penal Code and Sections 47, 49, 50, 51 and 53
of the Bihar Excise (Amendment) Act, 2016.

The prosecution case as lodged by the police
personnel is that on secret information, the hutment of the
petitioner was raided and 15 pieces pouch containing 200 ml of
country made liquor was recovered.

It has been submitted by the learned counsel for the



petitioner that he has no criminal history and there is no signature of the petitioner on the seizure list. It has also been submitted that the seizure list has been prepared in the police station and not at the place of occurrence as it bears the P. S. Case number, which falsifies the prosecution case.

However, learned A.P.P. for the State submits that the petitioner is named in the F.I.R., hence, opposes the prayer for bail.

Be that as it may, since the petitioner has no criminal antecedent, let the petitioner, above named, be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the learned Additional Chief Judicial Magistrate- IV, Motihari in connection with Sandgrampur P.S.Case No. 109 of 2016.

(Nilu Agrawal, J)

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