

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.46321 of 2016

Arising Out of PS.Case No. -261 Year- 2016 Thana -SAMASTIPUR MUFFASIL District-
SAMASTIPUR

=====

1. Shiv Kumar Yadav, son of Ram Jwala Yadav
2. Pappu Kumar, son of Yugeshwar Yadav
Both are residents of village- Surha, Basantpur, P.S. Hasanpur,
District-Samastipur
3. Saroj Chaudhary, son of Subodh Chaudhary, resident of village- Mauli,
P.S. Hasanpur, District-Samastipur

.... Petitioners

Versus

The State of Bihar

.... Opposite Party

=====

Appearance :

For the Petitioner/s : Mr. Bhubneshwar Prasad

For the Opposite Party/s : Mr. Sri Ram Sevak Choudhary

=====

CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

2 27-10-2016 Heard Sri Bhubneshwar Prasad, learned counsel for

the petitioners and Sri Ram Sevak Choudhary, learned Addl.

Public Prosecutor.

Three petitioners, who are in custody since
05.09.2016 in Samastipur (Muffasil) P.S. Case No.261 of 2016
registered for the offence under Section 414 of the Indian Penal
Code and Sections 47 and 53 of the Bihar Excise (Amendment)
Act, 2016, have prayed for grant of bail.

It was alleged that the petitioners and two other
accused were drinking in a vehicle. When the police arrived, out
of five, one person fled away. Learned counsel for the petitioners
has drawn my attention to the statement made in paragraph-3 of

the petition that the petitioners are having clean antecedent.

Sri Ram Sevak Chaudhary, learned Addl. Public Prosecutor has opposed the prayer for bail of the petitioners.

However, considering the nature of accusation, period of custody as well as clean antecedent of the petitioners, let the aforesaid three petitioners, namely, (i) Shiv Kumar Yadav (ii) Pappu Kumar and (iii) Saroj Chaudhary be released on bail on furnishing bail bond of Rs.10,000/-(ten thousand) each with two sureties of the like amount each to the satisfaction of learned Sub Divisional Judicial Magistrate, Samastipur in connection with Samastipur (Muffasil) P.S. Case No.261/2016

(Rakesh Kumar, J)

NKS/-

U		T	
---	--	---	--