

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.41160 of 2016

Arising Out of PS.Case No. -200 Year- 2016 Thana -SARAIYA District- MUZAFFARPUR

=====

Madan Prasad @ Madan Sah, Son of late Faudaar Sah, Resident of Village
Sehdani, PS Saraiya, District Muzaffarpur.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

=====

Appearance:

For the Petitioner/s : Mr. Satya Prakash, Advocate.

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

=====

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

2 29-09-2016

Heard both sides.

The petitioner apprehends his arrest in Saraiya P.S.

Case No. 200/2016 registered under Sections 47(a), 47(c), 47(e),
47(f) of the Bihar Excise (Amendment) Act, 2016.

The police got secret informant and, on such, raided
the house of Santosh Chaudhary. The informant seized many
articles 'liquor' from the house of Santosh Chaudhary. It is alleged
that Madan Prasad was used to provide bottles to Santosh
Chaudhary for running his business of liquor.

From perusal of the F.I.R. itself, it appears that the
house of the petitioner was not raided and nothing has been
recovered from the house of the petitioner. The petitioner is only
alleged to provide bottles to Santosh Chaudhary. Supply of bottle
does not come within the purview of any of the offences under the

Bihar Excise Act much less only suspicion of supply of bottle is made against the petitioner.

Considering the facts aforesaid, the above named petitioner, in the event of his arrest or surrender before the learned court below within a period of four weeks from the date of receipt / production of a copy of this order, is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned Sub Divisional Judicial Magistrate, West, Muzaffarpur in Saraiya P.S. Case No. 200/2016, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Jha, J)

Dilip/-

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