

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.25782 of 2016

Arising Out of PS. Case No. -4 Year- 2016 Thana -GOVERNMENT OFFICIAL COMP. District-
MUZAFFARPUR

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Ram Nath Rai, S/o Late Devi Rai, Resident of Village - Bhawani Dih, P.S.
Motipur, Dist. - Muzaffarpur

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Sunil Kumar Pandey, Advocate

For the Opposite Party/s : Mr. S. Ehteshamuddin, APP

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CORAM: HONOURABLE MR. JUSTICE SAMARENDRA PRATAP SINGH

ORAL ORDER

2 15-07-2016

Heard learned counsel for the petitioner and the State.

The petitioner apprehends his arrest in a case under
Section 47 (a) of the Excise Act.

Learned counsel submits that the prosecution report
was lodged on 19.12.2015, but the same was produced before the
learned Magistrate on 16.01.2016. He next submits that the
prosecution report has been signed by the Inspector of Excise on
2.1.2016 and even if the date of occurrence is taken into
consideration as 02.01.2016, the prosecution report was produced
in the Court after delay of 14 days.

Having regard to the facts and circumstances of the
case, if the petitioner surrenders before the learned Sub-Divisional
Judicial Magistrate (West) Muzaffarpur or the Court in seisin of

the case in C ”No. 04 of 2016 within four weeks from today and prays for regular bail and if the learned Magistrate finds that there has been delay in filing the prosecution, as noticed in the order, the petitioner would be released on bail to its own satisfaction.

Let this order be communicated to the Court concerned.

(Samarendra Pratap Singh, J.)

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