

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.53192 of 2016

Arising Out of PS.Case No. -432 Year- 2016 Thana –Dehri-on-sone District- SASARAM
(ROHTAS)

=====

Satyendra Kumar Sharma @ Satendra Kumar Sharma, S/o Sri Prabhudayal
Sharma, R/o Vill. Islamganj, P.S. Dehri, District – Rohtas.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rakesh Singh

For the Opposite Party/s : Mr. Sri Rajballabh Singh

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**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA**

ORAL ORDER

2 08-12-2016 Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner apprehends his arrest in connection
with Dehri (T) P.S. Case No. 432 of 2016 registered under
Sections 272, 273, 34 of the Indian Penal Code and 47(a), 47,
50 of the Bihar Excise (Amendment) Act.

The accusation is that in course of checking of
vehicle by the Police, two motorcycles were seen in running
very speed. On seeing the Police Party, the motorcycle riders
started fleeing leaving both motorcycles. The nearby public
disclosed the names of 4 persons, including the petitioner, who
succeeded to flee away. On search of both motorcycles, bearing
no. BR 26L/2005(Pulsar), 350 bottles, each containing 200 ml.,
and another motorcycle bearing no. BR 24J/5442 (Apache), 200



bottles, each containing 200 ml., country-made liquor were recovered.

Learned counsel appearing on behalf of the petitioner submits that, in fact, the motorcycle, bearing Registration No. BR 24J/5442, belongs to the petitioner, was apprehended by the Police on checking the vehicle and on asking the original paper of the vehicle, he produced the photocopy. Thereafter, petitioner was directed to bring original paper, but later on, he came to know that he has been implicated in the case with false allegation of carrying 200 bottles, each containing 200 ml. of country-made liquor in a gunny bag. Further submission is that petitioner is only accused in Dehri P.S. Case No. 180 of 2016 instituted under sections 323, 341, 506 and 504/34 of the I.P.C., in which he is on bail, which is lodged by his *gotia*.

Having considered the facts and circumstances of the case, let the above named petitioner be released on bail, in the event of arrest or surrender before the learned Court below within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the S.D.J.M., Dehri-on-sone (Rohtas) in connection with Dehri (T) P.S. Case No. 432 of



2016, subject to the condition as laid down under Section
438(2) of the Cr. P.C.

(Rajendra Kumar Mishra, J)

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