

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.10458 of 2017

Arising Out of PS.Case No. -103 Year- 2016 Thana -NAUTAN District- SIWAN

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Rakesh Yadav, son of Ramesh Yadav, resident of Village-Harkhauli, P.S.-
Mirganj, District-Gopalganj

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Bijay Prakash Singh, Advocate

For the Opposite Party/s : Smt Indu Kumari Srivastava, APP

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 20-03-2017

Heard learned counsel for the petitioner.

This is an application for bail in connection with
Nautan P.S.Case No. 103 of 2016 registered for the offences
punishable under Sections 272, 273/34 of the Indian Penal Code
and 47 of Excise Act.

It has been submitted on behalf of the petitioner that
petitioner has clean antecedent and has remained in custody for
more than seven months and it is alleged that 79 litres of liquor
has been recovered.

Heard learned APP also.

Having heard both sides and in view of the fact that
petitioner has remained in custody for sufficient period, let the
petitioner, above named, be released on bail on furnishing bail



bond of Rs.25,000/- (Rupees twenty five thousand) with two sureties of the like amount each to the satisfaction of the Additional Chief Judicial Magistrate-XII, Siwan, in connection with Nautan P.S.Case No. 103 of 2016, subject to the conditions that :-

- (i) One of the bailors of the petitioner shall be a local person having sufficient immovable properties within the jurisdiction of the concerned Court.
- (ii) The petitioner will not induce any witness or tamper with the evidence.
- (iii) The petitioner shall cooperate in the disposal of trial and make himself available as and when required by the court and on the event of failure on his part to appear before the court below on two consecutive dates without showing any genuine reason, the prosecution is free to move for cancellation of his bail.

(Vinod Kumar Sinha, J)

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