

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.24237 of 2017

Arising Out of PS.Case No. -102 Year- 2017 Thana -MASRAKH District- SARAN

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Ajay Prasad, son of Late Udho Prasad, resident of Village- Sadwara, P.S.-
Isuapur, District- Saran.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sachida Nand Rai, Advocate.

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

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2 24-05-2017

Heard learned counsel for the petitioner and the State.

The petitioner seeks bail in Mashrakh P.S. Case No.
102 of 2017 instituted for the offence under Sections 272, 273 of
the Indian Penal Code and Sections 30(A), 38 and 41 of the
Excise Act.

As per written report, total 200 liters of illicit spirit has
been recovered from a pick up van bearing Registration No.
BR04GA-1946. It is alleged that one Scorpio vehicle was also
passing nearby which was driven by this petitioner. The pick up
van was driven by Kuber Tiwari and on enquiry he stated that the
said spirit loaded on the van, belongs to Lalan Rai.

In this manner, from the written report and seizure list,
it appears that there is no recovery of any incriminating article



from possession of this petitioner.

It is mentioned in paragraph-3 of the bail petition that petitioner has clean antecedent

Considering the aforesaid facts and circumstances of the case, prayer for bail of the petitioner is allowed. Let the petitioner above named, be released on bail on furnishing bail bond of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge, Excise, Saran at Chapra in connection with Masrakh P.S. Case No. 102 of 2017, subject to the condition that both the bailors will be the close relatives of the petitioner.

S.Ali/-

(Sanjay Priya, J)

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