

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.6098 of 2017

Arising Out of PS.Case No. -355 Year- 2016 Thana -BARACHATTI District- GAYA

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Gautam @ Pramod @ Kushal Yadav @ Kushal @ Pramod Kushal, son of
Khushal Yadav, resident of Village-Nimiyatand, P.S.-Barachatti, District-
Gaya

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Arvind Kumar Singh

For the Opposite Party/s : Mr. Sri Kumar Virendra Narayan

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA

ORAL ORDER

2 17-02-2017

Heard learned counsel for the petitioner and the

State.

The petitioner apprehends his arrest in
Barachatti P.S. Case No. 355 of 2016 instituted for the offence
under Section(s) 272, 273, 120B of the Indian Penal Code and
Sections 47(a), 48(2), 54 and 63 of the Bihar Excise (Amendment)
Act, 2016.

It is alleged that the raiding team chased one
Tata Indica Vehicle which was rashly and negligently driven. The
raiding team, thereafter found the aforesaid car standing by the
side of G.T. road. Several villagers gathered there who disclosed
the owner of the vehicle as Santosh Das @ Chuni. The villagers
also disclosed the name of other persons who got down from the
vehicle and fled away as this petitioner and two other persons. In



this manner, the written report itself reflects that the name of the petitioner has been disclosed by the villagers who gathered there. The petitioner was not apprehended on the spot.

It has been mentioned in para 3 of the petition that petitioner has no criminal antecedent.

In the facts and circumstances of the case, the prayer of the petitioner for anticipatory bail is allowed. In the event of surrender/arrest of the petitioner, named above, within six weeks from today in connection with Barachatti P.S. Case No. 355 of 2016, he shall be released on anticipatory bail on furnishing bail bond of Rs. 10,000/-(ten thousand) each with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate, Sherghati, Gaya, subject to the conditions as laid down under Section 438(2) of Cr.P.C.

(Sanjay Priya, J)

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