

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.46515 of 2017

Arising Out of PS. Case No.-152 Year-2017 Thana- GAUTAMBUDHNAGAR District-
Siwan

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KAMTA PRASAD SINGH @ BHUTUR SINGH @ BHUTU SINGH S/o
Bashishst Singh Village – Mahamadpur Tola Mirzapur, P.S. - G.B. Nagar,
District - Siwan.

... .. Petitioner

Versus

The State of Bihar.

... .. Opposite Party

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Appearance :

For the Petitioner/s : Mr. Mukesh Kant, Adv.

For the Opposite Party/s : Mr. Narsingh Tanti, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

2 17-10-2017 Heard Sri Mukesh Kant, learned counsel for the petitioner
and Sri Narsingh Tanti, learned Addl. Public Prosecutor.

The sole petitioner, apprehending his arrest in G.B.Nagar
P.S. Case No.152/2017 registered for the offence under Sections
272/273/308 of the Indian Penal Code and Sections 30/36/38 of
the Bihar Prohibition and Excise Act, 2016, has prayed for grant
of bail, in the event of his arrest or surrender.

It was submitted by learned counsel for the petitioner that
save and except suspicion, there is no material against the
petitioner. He submits that nothing was recovered from the
conscious possession of the petitioner and the petitioner, though,
was made accused earlier in G.B. Nagar P.S. Case No.45/2017,
but it was case registered for the offence under Sections



341/323/504/34 of the Indian Penal Code. He further submits that the petitioner is having no criminal antecedent relating to offence under the Excise Act.

Considering the fact that the petitioner has been made accused only on suspicion and nothing was recovered from his conscious possession, let the petitioner, namely, Kamta Prasad Singh @ Bhutur Singh @ Bhutu Singh, in the event of his arrest or surrender within six weeks from today, 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 the learned Chief Judicial Magistrate, Siwan, in connection with G.B.Nagar P.S. Case No.152/2017, subject to conditions as laid down in Section 438(2) of the Code of Criminal Procedure.

(Rakesh Kumar, J)

nawalkrs/-

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