

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.25559 of 2017

Arising Out of PS.Case No. -62 Year- 2017 Thana -NAUTAN District- SIWAN

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NIZAMUDDIN ANSARI @ NIZAMUDIN ANSARI Son of Rozid Ansari
resident of village - Bankul Nauka Tola, P.S. Bankata, District - Deoria
(U.P.).

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ajay Kumar Tiwary

For the Opposite Party/s : Mr. Sri Umesh Lal Verma

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CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN
PRASAD
ORAL ORDER

2 12-06-2017 Heard Mr. Ajay Kumar Tiwary, learned counsel for

the petitioner and Sri Umesh Lal Verma, learned APP for the

State.

The petitioner seeks regular bail in connection with
Nautan P.S. Case No. 62 of 2017 instituted under sections 272,
273, 308 and 34 of the Indian Penal Code and Sections 30 and 38
of the Bihar Prohibition and Excise Act.

The allegation against the petitioner is that he was
apprehended with the co-accused while he was coming on
motorcycle and when the police party intercepted the petitioner
and the co-accused were apprehended and one white plastic bag
was found in the possession of petitioner containing 90 pieces of



200 ml country made liquor were recovered.

Learned counsel for the petitioner submits that from the First Information Report it would appear that the allegation is that of having recovered country made liquor from the joint possession, however, the co-accused Munna Kumar Yadav has been granted regular bail in the case of Criminal Miscellaneous No. 24871 of 2017.

Learned APP opposed the prayer for bail, however, could not controvert the case stated in the Fardbeyan when the seizure has been made by the joint possession and that the one of the co-accused has been granted privilege of regular bail.

Considering the facts and circumstances of the case stated hereinabove let the petitioner, namely Nizamuddin Ansari @ Nizamudin Ansari on completion of three months in custody, be released from the bail on furnishing bail bond of Rs. 25,000/- (Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned A.C.J.M. XII, Siwan in connection with Nautan P.S. Case No. 62 of 2017.

(Rajeev Ranjan Prasad, J.)

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