

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.26735 of 2016

Arising Out of PS.Case No. -75 Year- 2016 Thana -BAHERI District- DARBHANGA

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Ashutosh Jha @ Ashutosh Kumar Jha S/o Binodanand Jha resident of
Village- Dhanauli, P.S.- Baheri, District- Darbhanga.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Krishna Pd. Singh, Sr. Advocate
: Mr. Saket Kr. Singh, Advocate
For the Opposite Party : Mr. Sri Binod Kumar 3 (APP)

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

5 11-01-2017 Heard learned counsel for the petitioner as well as
learned A.P.P. for the State.

The petitioner prays for anticipatory bail in
connection with Baheri P.S. case no. 75 of 2016 registered for the
offence punishable under Sections 188, 120B/34 of the Indian
Penal Code and Section 47(G) of Excise Act.

It has been submitted on behalf of petitioner that
except suspicion, there is nothing against the petitioner and the
recovery is from the brick kiln and co-accused Basant Chaudhary
@ Basant Kumar and Pappu Singh having similar allegations,
have already been granted anticipatory bail vide order dated
05.09.2016 passed in Cr. Misc. no. 29098 of 2016 and order dated
01.09.2016 passed in Cr. Misc. no. 26718 of 2016 respectively.



Heard learned A.P.P. also.

Having heard both sides. In view of the fact that other similarly situated co-accused have already been granted anticipatory bail by a co-ordinate Bench of this Court, let the petitioner Ashutosh Jha @ Ashutosh Kr. Jha, in the event of his arrest or surrender before the Court below within a period of six weeks, be released on bail on furnishing bail bond of Rs. 10,000/- (Rs. Ten thousand) with two sureties of the like amount each to the satisfaction of Addl. Chief Judicial Magistrate-V, Darbhanga in connection with Baheri P.S. case no. 75 of 2016 subject to the condition laid down under Section 438(2) of the Code of Criminal Procedure.

(Vinod Kumar Sinha, J.)

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