

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No. 10387 of 2017

Arising out of P.S. Case No. - 121 Year - 2016 Thana - AKBARPUR District - NAWADA

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Shanti Yadav, S/o Late Hari Yadav, Resident of Village - Mastanganj, P.S.
Akbarpur, District - Nawada

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Krishna Deo Raj, Advocate

For the Opposite Party : Mr. Ram Bilash Roy Raman, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

3 23-03-2017 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner is apprehending his arrest in a case
registered for the offences punishable under Section 47(a) of the
Bihar Excise Amendment Act, 2016.

From the outer house where water pumping boring
was installed, some liquor was recovered. The house is said to be
of the petitioner. The recovery was on 21.07.2016.

Submission is that the recovery was not from the
conscious possession of the petitioner.

Considering the aforesaid facts, let the petitioner,
above named, in the event of his arrest or surrender before the
Court below within a period of thirty days from the date of receipt
of the order, 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 Additional Chief Judicial Magistrate-I, Nawada/Successor Court in connection with Akbarpur Police Station Case No. 121 of 2016, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure as well as condition that the petitioner shall fully co-operate with the investigation and trial of the case, failing which the court below shall be at liberty to cancel the bail bond of the petitioner.

(Birendra Kumar, J)

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