

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.29453 of 2017

Arising Out of PS.Case No. -49 Year- 2017 Thana -BELDAUR District- KHAGARIA

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Jairam Singh son of Biranchi Singh resident of village - Fulwaria, P.S.
Gogari (Paura), District - Khagaria.

.... Petitioner

Versus

The State of Bihar.

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Bishweshwar Ram

For the Opposite Party/s : Mr. Nityanand

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**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA**
ORAL ORDER

5 21-11-2017 Heard learned counsel for the petitioner and the learned
A.P.P. for the State.

The petitioner apprehends his arrest in connection with
Beldaur P.S. Case no. 49 of 2017 registered under Sections 353 and
307/34 of the Indian Penal Code and Section 25(1-B)A, 26, 27, 35 and
37 (a)(c) of the Bihar Prohibition and Excise Act.

The accusation is that in course of checking of illegal
transportation of liquor, on 09.03.2017, the informant and other Police
officials reached at Balaitha Dumari village then two persons were
seen moving in fast speed having rifle in their hands. The Police
personal asked them to surrender, but they started fleeing and firing by
the rifle, but on chase one of the miscreants apprehended, who
disclosed his name as Dipak Sahni and he was in drunken state of
mind and one loaded rifle was recovered from his possession. The



apprehended person also disclosed the name of Jairam Singh (Petitioner) as his associate.

Learned counsel for the petitioner submits that it would appear from the F.I.R. that petitioner was not apprehended on the spot rather his name has been disclosed by co-accused Dipak Sahani in his confessional statement. The petitioner has no criminal antecedent.

Having regard to the facts and circumstances of the case, let the above named petitioner, be released on bail, in the event of his arrest or surrender before the learned Court below within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the Addl. Sessions Judge-III-cum-Special (Excise), Khagaria in connection with Beldaur P.S. Case No. 49 of 2017, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

(Rajendra Kumar Mishra, J)

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