

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.37480 of 2017

Arising Out of PS.Case No. -168 Year- 2017 Thana -SAMASTIPUR MUFFASIL District-
SAMASTIPUR

=====

1. Naresh Ray, son of Ram Prit Roy, resident of Village- Jitwarpur
Nizamat, P.S. Muffasil, District- Samastipur.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Shambhu Sharan Singh

For the Opposite Party/s : Mr. Smt. Asha Kumari

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

9/ 13-11-2017

Heard learned counsel for the petitioner and learned

APP for the State.

Petitioner apprehends his arrest in **Muffasil P.S.**

Case No.168 of 2017 instituted for the offence under Section(s)
30, 36, 38 and 41 of the Bihar Prohibition and Excise
Amendment Act, 2016.

Counsel for the petitioner has submitted that from
the seizure list, it would be apparent that alleged recovery has
been made from the house of Shatrudhan Rai. Petitioner is said to
be the brother of aforesaid Shatrudhan Rai. He is living separate
from his brother. Petitioner has clean antecedents.

In the facts and circumstances of the case, prayer of
the petitioner for grant of anticipatory bail is allowed. In the
event of surrender/arrest of the petitioner, named above, within



six weeks from today in connection with **Muffasil P.S. Case No.168 of 2017**, he shall be released on anticipatory bail on furnishing bail bond of ₹10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the **ADJ, 6th, Samastipur**, subject to the conditions as laid down under Section 438(2) Cr. P. C. with further conditions: (1) bailors should be local having sufficient immovable property within the jurisdiction of the court concerned, (2) petitioner shall cooperate in the trial and shall be present on each and every date fixed by the court and absence on two consecutive dates without proper and reasonable reason will automatically cancel bail bond of the petitioner and (3) if petitioner tampers with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioner.

(Sanjay Priya, J)

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