

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.23020 of 2017

Arising Out of PS.Case No. -129 Year- 2015 Thana -MAHESI District-
EASTCHAMPARAN(MOTIHARI)

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Basant Kumar Yadav, son of Deo Narain Yadav @ Kamleshwar Rai,
resident of Village- Amwa, P.S.- Mehshi, District- East Champaran.

.... Petitioner

Versus

The State of Bihar.

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Vijay Shankar Shrivastava, Advocate

For the Opposite Party/s : Smt. Sahin Begam, APP

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 15-05-2017

Heard learned counsel for the petitioner.

This is an application for bail in connection with Trial
No. 2737 of 2017, arising out of Mehshi P.S.Case No. 129 of 2015
registered for the offences punishable under Sections 272, 273 of
the Indian Penal Code and 47(A) of Excise Act.

Allegation is of recovery of 420 litres of liquor from
Maruti van and petitioner happens to be the owner of the van.

It has been submitted on behalf of the petitioner that
petitioner was not arrested at the spot and he has no knowledge of
the said recovery and he has remained in custody for three months.
It has further been submitted that he has been made accused in a
case under Excise Act of 2012 earlier.

Heard learned APP also, who has opposed the prayer



for bail.

Having heard both sides and considering the aforesaid facts and circumstances and also considering the fact that petitioner is the owner of the vehicle, I am not inclined to grant bail to the petitioner at this stage.

However, petitioner may renew his prayer for bail after framing of charge in this case.

Accordingly, this application is dismissed.

(Vinod Kumar Sinha, J)

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