

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.20436 of 2017

Arising Out of PS.Case No. -119 Year- 2016 Thana -PATAHI District-
EASTCHAMPARAN(MOTIHARI)

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Jagarnath Sah, Son of Late Bhikhar Sah, Resident of Village- Mirjapur,
P.S.- Patahi, District- East Champaran.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ansul

For the Opposite Party/s : Sri Tarun Prasad Mandal

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CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR
ORAL ORDER

2 13-06-2017 Heard learned counsels for the petitioner and the

State.

The petitioner apprehends his arrest in connection
with Patahi P. S. Case No. 119 of 2016 instituted under Sections
272 and 273 of the Indian Penal Code and Sections 47, 51 and 52
of the Bihar Excise (Amendment) Act, 2016.

The allegation, in brief, is that two litres of illicit
country made liquor were recovered from the house of the
petitioner.

Learned counsel for the petitioner submits that due to
inimical terms his own brother got the petitioner falsely implicated
in this case. Petitioner was not present at the spot and the
liquor, which was recovered from his house is of very
small quantity and this case was lodged on 08.09.2016 before the



latest amendment in the Excise Act and this petitioner has got no criminal antecedent.

Having considered the aforesaid facts and circumstances, let the petitioner, namely, Jagarnath Sah, in the event of arrest or surrender before the court below within four weeks from today, be released on bail upon furnishing bail bonds of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, East Champaran at Motihari in connection with Patahi P.S.Case No.119 of 2016; subject to the conditions laid down under Section 438(2) of the Code of Criminal Procedure, 1973.

(Arun Kumar, J)

Sujit/-

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