

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.949 of 2017

Arising Out of PS.Case No. -115 Year- 2016 Thana -SAHEBPUR KAMAL District- BEGUSARAI

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1. Gautam Yadav, S/o Kailash Yadav, Resident of Village- Baburahi, P.S.-
Sahebpur Kamal, District- Begusarai.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Indrajit Kumar

For the Opposite Party/s : Smt Pushpa Sinha

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 18-01-2017 The petitioner is apprehending his arrest in connection
with Sahebpur Kamal P.S. Case No. 115 of 2016, registered for
offences punishable under Sections 47(a) Bihar Excise
Amendment Act, 2016.

It has been submitted on behalf of the petitioner that
though the petitioner has been named in the F.I.R but nothing has
been recovered from the conscious possession of the petitioner and
further the vehicle from which the alleged liquor has been seized
did not belong to the petitioner rather the same belonged to one
Sanjay Sah. The petitioner is having no criminal antecedent.

Learned A.P.P. opposed the prayer of bail.

Having heard both sides, in view of the fact that there is
no recovery from the conscious possession of the petitioner and



also the vehicle from which alleged recovery has been made does not belong to the petitioner, let the petitioner above named, in the event of his arrest or surrender before the court below within a period of four weeks from the date of receipt/production of a copy of this order, be enlarged on bail on furnishing bond of Rs. 10,000 (Rs. Ten Thousand) each with two sureties of the like amount each to the satisfaction of ACJM, Begusarai in connection with Sahebpur Kamal P.S. Case No. 115 of 2016, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

It is further subject to the condition that the petitioner shall cooperate in the investigation and make himself available as and when required by the police.

(Vinod Kumar Sinha, J)

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