

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.62510 of 2017

Arising Out of PS.Case No. -87 Year- 2016 Thana -GAYA MUFFSIL District- GAYA

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Pintu Yadav, Son of late Ramdeo Yadav, Resident of Village- Maniava,
P.S. Mufassil, P.O. Gaya, District- Gaya.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sumeet Kumar Singh, Advocate.

For the Opposite Party/s : Smt. Asha Devi, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2 22-12-2017

Heard learned counsel for the petitioner and the State.

The petitioner apprehends his arrest in **Gaya Mufassil**

P.S. Case No. 87 of 2016 instituted for the offence under Sections
272 and 273 of the Indian Penal Code and Section 47(A) of the
Excise Act.

It is mentioned in the seizure list that recovery of
Mahua liquor from the side of village Soga Bhui Toli near Paimar
river.

In the written report it is alleged that name of the
petitioner was disclosed by the villagers. As such, there is no
recovery of any liquor from conscious possession of this
petitioner.

It is mentioned in paragraph-3 of the bail petition that



petitioner has no criminal antecedent.

Considering the facts and circumstances of the case, prayer for anticipatory bail of the petitioner is allowed. In the event of surrender/arrest of the petitioner, named above, within six weeks from today, in connection with **Gaya Mufassil P.S. Case No. 87 of 2016**, he shall be released on anticipatory bail on furnishing bail bond of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned **Special Judge, Excise, Gaya**, 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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