

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.29063 of 2017

Arising Out of PS.Case No. -106 Year- 2017 Thana -DINARA District- SASARAM (ROHTAS)

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1. Santosh Yadav Son of late Shivji Yadav Resident of Village- Mura, P.S.
Dinara, District Rohtas.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sada Nand Roy

For the Opposite Party/s : Mr. Smt. Gulnar Begam

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 01-07-2017

Heard learned counsel for the petitioner.

The petitioner seeks regular bail in connection with
Dinara PS case no. 106 of 2017 registered for the offences
punishable under Sections 272, 273, 290, 504/34 of Indian Penal
Code, Section 30(C) of Bihar Prohibition and Excise Act, 2016
and Sections 25(1-b)a/26 Arms Act.

The prosecution case in brief is that on the alleged
date of occurrence, while the police personnel were on patrolling
duty and when they reached near main gate of the Dinara Block
office, they got information that some persons had assembled in
front of the clinic of Doctor Vijay Kumar and they were creating
nuisance, being in drunken condition. The police is said to have
reached the place of occurrence and arrested the petitioner, who



was in drunken condition and recovered two live cartridges from his pocket.

Learned counsel for the petitioner submits that the petitioner is innocent having no criminal antecedent and he is in custody since 22.04.2017. Learned counsel for the petitioner further submits that neither any wine/ liquor has been recovered from the possession of the petitioner nor the police has got conducted any test on the petitioner to prove the factum of the petitioner being in drunken condition.

Having regard to the facts and circumstances of the case, I deem it fit and appropriate to enlarge the petitioner on regular bail on furnishing bail bond of Rs. 10,000/- (Rs. Ten thousand) with two sureties of the like amount each to the satisfaction of Addl. Sessions Judge II-cum- Special Judge Excise, Rohtas at Sasaram in connection with Dinara PS case no. 106 of 2017.

(Mohit Kumar Shah, J.)

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