

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.60753 of 2017

Arising Out of PS.Case No. -167 Year- 2017 Thana -NAUTAN District- SIWAN

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Birendra Prasad, S/o Late Krishnadeo Prasad, R/o Vill- Bindwal Rasulpur,
P.S.- Hussainganj, District- Siwan.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ajay Kumar Pandey, Advocate

For the State : Mr. Chaubey Jawahar, APP

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 21-12-2017 Heard the learned counsel for the petitioner and the

learned A.P.P. for the State.

The petitioner seeks regular bail in connection with
Nautan P.S. Case No. 167 of 2017 instituted for the offences under
Sections 272, 273 and 308 of the Indian Penal Code and section
30(A), 38(A) and 41(i) of the Bihar Excise and Prohibition Act,
2016.

The allegation is regarding recovery of 27 litres of illicit
country made liquor from the motorcycle being driven by the
petitioner.

The learned counsel for the petitioner submits that the
liquor has been planted on his motorcycle and he is innocent. It is
submitted that the petitioner has a clean antecedent and is



languishing in custody since 14.10.2017.

Considering the nature of accusation, the period of custody already undergone and the fact that the petitioner has got a clean antecedent, I direct the petitioner named above to be released on regular bail on furnishing bail bond of Rs. 10,000/- (rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned Additional Session Judge-II, Siwan in connection with Nautan P.S. Case No. 167 of 2017.

(Mohit Kumar Shah, J)

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