

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.9296 of 2018

Arising Out of PS.Case No. -231 Year- 2017 Thana -PIPRAKOTHI District-
EASTCHAMPARAN(MOTIHARI)

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1. Pundeo Baitha, S/o Baidhanath Baitha,
2. Sukhen Choudhary, S/o Ram Choudhary, Both are resident of Village-
Dhekaha Tola, Kasaba, P.S.- Pipra Kothi, District- East Champaran,
Motihari.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sharda Nand Mishra, Adv.
For the Opposite Party/s : Mr. Smt. Asha Devi, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

2 20-02-2018 Heard learned Counsel for the petitioners and
learned Additional Public Prosecutor for the State.

This application, for grant of anticipatory bail, arises
out of Pipra Kothi Police Station Case No. 231 of 2017,
disclosing offences under Sections 30(a) of the Bihar Excise
(Amendment) Act, 2016.

Learned counsel for the petitioners has submitted
that according to the F.I.R., 250 Grams Mahua- Mitha liquor
was recovered from seized motorcycle bearing No. BR-06J-9522
but nothing has been recovered from the possession of the
petitioners. The alleged motorcycle also does not belong to these
petitioners. These petitioners are of clean antecedent and have



falsely been implicated in this case. Hence, the petitioners deserve the privilege of anticipatory bail.

Considering the facts and circumstances of the case, let the petitioners, above named, in the event of their arrest or surrender before the Court below within six weeks, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of learned Special Judge of Excise, Motihari, in connection with Pipra Kothi Police Station Case No. 231 of 2017, subject to the condition laid down under Section 438 (2) of the Code of Criminal Procedure.

(Arvind Srivastava, J.)

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