

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.31236 of 2018

Arising Out of PS. Case No.-156 Year-2016 Thana- DEHRI TOWN District- Rohtas

=====

Gopal Kumar @ Pintu S/o Yugeshwar Prasad Resident of East Mohan Bigha,
P.S. Dehri, District- Rohtas.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Bhaskar Shankar

For the Opposite Party/s : Mr. Sri Jitendra Kumar Singh

=====

CORAM: HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

2 23-05-2018 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner seeks Anticipatory bail in connection with
Dehri (Dalmiyanagar) P.S. Case No. 156 of 2016 registered
under Sections 272, 273, 414 of the Indian Penal Code and
47(A) of Excise Act.

Informant is the sub-inspector of police, who in his
self statement has stated that on 17.03.2016 he received a
confidential information that two persons on motorcycle are
going with liquor from Makrain Bhatti, on seeing the police
they abandoned the motorcycle and 182 bottles of country made
liquor containing 200ml and a Bajaj CT 100 motorcycle and
both were seized by the police and FIR was instituted against
two unknown.



It has been submitted on behalf of the petitioner that he is innocent and has been falsely implicated in this case and nothing has been recovered from his possession and the name of petitioner has surfaced during course of investigation on the basis of statement made by Satyendra Kumar Singh one of the seizure list witnesses. It has further been submitted that petitioner has no criminal antecedent, however, subsequent to this act he has been implicated in Dehri (Dalmiyanagar) P.S. Case No. 157 of 2016 in which he has been granted anticipatory bail.

Considering the facts and circumstances of the case, prayer of Anticipatory bail is allowed and petitioner named above in the event of arrest or surrender before the court below within four weeks from today, the petitioner is directed to be released on bail on furnishing bail bond of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of the learned 2nd Additional Sessions Judge-cum-special Judge, Excise, Rohtas at Sasaram, in connection with Dehri (Dalmiyanagar) P.S. Case No. 156 of 2016, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure with further conditions:-

- (i) One of the bailors of the petitioner shall be a local



person having sufficient immovable property within the jurisdiction of the concerned Court.

(ii) The petitioner shall cooperate in the investigation and make himself available as and when required by the police and on the event of failure on his part to appear before the police on two consecutive dates without showing any genuine reasons, the prosecution is free to move for cancellation of his bail bonds.

(S. Kumar, J)

veena/-

U		T	
---	--	---	--

