

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.486 of 2018

Arising Out of PS.Case No. -152 Year- 2017 Thana -HASANPUR District- SAMASTIPUR

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Chhotu Yadav S/o Ram Khelaban Yadav, R/o Village/Mohalla- Hasanpur
Bazar, P.S.- Hasanpur, District- Samastipur (Bihar).

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Vinay Kumar Mishra

For the Opposite Party/s : Mr. Sakir Ahmad

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 18-01-2018 Heard the learned counsel for the petitioner and the

learned APP for the State.

The petitioner seeks regular bail in connection with
Hasanpur P.S. Case No. 152 of 2017 for the offences punishable
under Sections 272 and 273 of the Indian Penal Code and Section
47 and 30(a) of the Bihar Prohibition and Excise Act, 2016.

The allegation of the prosecution is that the police
received secret information that one Hasrat Khatoon was selling
country made liquor in a hut, whereafter the police had raided the
said place and the said Hasrat Khatoon was apprehended and 47
bottles of country made liquor was recovered, whereafter she
disclosed that the person, who fled away from the place of
occurrence, was her husband, the petitioner herein.



The learned counsel for the petitioner submits that no recovery has been effected from the conscious possession of the petitioner. It is further submitted that the petitioner has a clean antecedent and he is in custody since 20.11.2017.

Considering the nature of accusation, the period of custody already undergone and the fact that the petitioner has a clean antecedent, the petitioner, above named, is directed to be released on bail on furnishing bail bonds of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge-I1-cum- Special Judge (Excise), Samastipur in connection with Hasanpur P.S. Case No. 152 of 2017.

(Mohit Kumar Shah, J)

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