

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.62733 of 2017

Arising Out of PS.Case No. -312 Year- 2017 Thana -SHEKHPURA District- SEKHPURA

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1. Karan Yadav @ Karan Kumar Son of Banaras Yadav.
2. Ranjan Yadav, Son of Naresh Yadav, Both Resident of Village- Budhouli
Chowk, Police Station- Sheikhpura, District- Sheikhpura.

.... Petitioners

Versus

1. The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Bipin Kumar

For the Opposite Party/s : Mr. Braj Kishore Prasad

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 08-01-2018 Heard learned counsel for the petitioners and learned
counsel for the State.

The petitioners are apprehending their arrest in a case
instituted under Sections 272, 273, 353 of Indian Penal Code and
30(a) of Bihar Prohibition and Excise Act, 2016.

The prosecution story, in brief, is that total 495 litres of
liquor is said to have been recovered.

It has been submitted on behalf of the petitioners that
the petitioners have got no criminal antecedent. There is no
allegation of tampering of witnesses alleged against the
petitioners. The name of the petitioners has come on the
disclosure of co-accused, as per F.I.R. Except for this, there is no
other substantive evidence to suggest the implication of the



petitioners in this case. It is alleged that total 495 litres of liquor is recovered. Nothing incriminating has been recovered from the conscious possession of the petitioners. The petitioners had no knowledge regarding the alleged incident. There is no compliance of section 100 of the Cr.P.C.

On behalf of the state, it has been submitted that the petitioners are named in the F.I.R.

Considering the aforesaid facts and circumstances, let the petitioners above named be released on anticipatory bail in the event of arrest or surrender before the learned court below within a period of six weeks from today in connection with Sheikhpura P.S. Case No.312/2017, (Excise Case No.20/2017) on furnishing bail bonds of Rs. 10,000/-(Ten Thousand) each with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge-I, Sheikhpura, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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