

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.1559 of 2018

Arising Out of PS.Case No. -471 Year- 2017 Thana -LAHERIMUHALLA District- NALANDA
(BIHARSHARIFF)

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1. Manoj Kumar son of Bijendra Prasad resident of village Jorarpur, P.S. -
Deepnagar, District - Nalanda.

.... Petitioner

Versus

1. The State of Bihar.

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Anil Chandra

For the Opposite Party/s : Mr. Ram Sumiran Roy

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 10-01-2018 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner is apprehending his arrest in a case
instituted under Sections 341, 323, 504/34 of Indian Penal Code
and Section 37 of Bihar Prohibition and Excise Act, 2016.

The prosecution story, in brief, is that accused persons
were seen in drunken state at the place of occurrence.

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



There is no recovery of liquor in the present case.. Nothing incriminating has been recovered from the conscious possession of the petitioner. The petitioner had no knowledge regarding the alleged incident.

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

Considering the aforesaid facts and circumstances, let the petitioner 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 Laheri P.S. Case No.471/2017, on furnishing bail bond of Rs. 10,000/-(Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge-VI-cum-Special Judge, Nalanda at Biharsharif, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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