

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.25426 of 2018

Arising Out of PS. Case No.-157 Year-2017 Thana- KHAIRA District- Jamui

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Arun Yadav @ Chhotu S/o Jagdish Yadav, R/o Mohalla- Eklavya College,
Bodhwan Talab Shanti Nagar, Jamui, P.S.- Jamui, District- Jamui, permanent
Address- Vill. & Harbanshpur, P.S.- Chanan, District- Lakhisarai.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Satya Prakash Parasar

For the Opposite Party/s : Smt. Sahin Begam

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 26-04-2018 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner is apprehending his arrest in a case
registered under Sections 272, 273, 379 of the I.P.C. and Section
30(a) of the Bihar Prohibition and Excise Act, 2016.

The prosecution case, in short, is that 360 liters wine
is recovered.

It has been submitted on behalf of the petitioner that
there is no allegation of tampering of witnesses alleged against
the petitioner. The name of the petitioner has transpired as the
alleged recovery is made on the disclosure made by co-accused
Pankaj Kumar Sinha. Except for this, there is no other
substantive evidence to suggest the implication of the petitioner



in this case. It is alleged that 360 liters wine is recovered from the car. The car in question does not belong to the petitioner. Nothing incriminating has been recovered from the conscious possession of the petitioner. The petitioner had no knowledge regarding the alleged incident. There is no compliance of Section 100 Cr.P.C.

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

Considering the aforesaid facts and circumstances, let the petitioner, above named, in the event of arrest/surrender before the learned court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned C.J.M., Jamui in connection with Khaira P.S. case No.157 of 2017, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

Narendra/-

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