

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.1152 of 2019

Arising Out of PS. Case No.-132 Year-2018 Thana- WARISNAGAR District- Samastipur

Wakil Sahni, son of Rajendra Sahni, resident of village Malipur, Dhurvama,
P.S. Kalyanpur, District Samastipur

... .. Petitioner

Versus

The State Of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr.Ranjan Kumar

For the Opposite Party/s : Mr.Md. Ashlam Ansari

CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 17-01-2019 Petitioner apprehends his arrest in connection with Warisnagar P.S. Case No. 132 of 2018 registered for the offences punishable under Sections 273 of the Indian Penal Code, 30(a), 38 and 41 of Bihar Prohibition and Excise Act.

Allegation as per FIR is of recovery of total 1750.680 litres of liquor from the truck and it is alleged that petitioner succeeded in fleeing away along with other accused persons.

Submission of learned counsel for the petitioner is that the truck does not belong to the petitioner and there is no other specific allegation against him and there is no recovery from his possession and other co-accused persons have been granted privilege of anticipatory bail by a co-ordinate Bench of this Court vide order dated 1.8.2018 passed in Cr.Misc.No. 46829 of 2018 and vide order dated 12.10.2018 passed in



Cr.Misc.No. 56322 of 2018.

Heard learned APP also.

Having heard both sides and in the facts and circumstances, let petitioner, above named, in the event of arrest or surrender within a period of six weeks from the receipt of this order, be released on bail on furnishing bail bond of Rs.25,000/- (Rupees twenty five thousand) with two sureties of the like amount each to the satisfaction of the Additional Sessions Judge-III-cum-Special Judge, Excise, Samastipur, in connection with Warisnagar P.S. Case No. 132 of 2018, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure and further condition that one of the bailors of the petitioner shall be a local person having sufficient immoveable properties within the jurisdiction of the court concerned.

(Vinod Kumar Sinha, J)

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