

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.5201 of 2019

Arising Out of PS. Case No.-384 Year-2018 Thana- MAIRWAN District- Siwan

MANTU YADAV s/o Suresh Yadav @ Suresh Chaudhry Resident of Village-
Makariar, P.S.-Dhanauti O.P., District -Siwan

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Bijay Prakash Singh
For the Opposite Party/s : Mr.Ajay Kumar

CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2 05-02-2019 Heard the learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner seeks bail in Mairwa P.S. Case No.
384/2018, instituted for offences under Section(s) 272, 273, 308
and 34 of the Indian Penal Code read with Sections 30(a), 38(1)
and 41(1) of the Bihar Prohibition and Excise Act, 2016.

It is alleged in the written report that on getting secret
informant, police party reached at the place of occurrence and
intercepted one Scorpio vehicle. Seeing the police party two
persons managed to run away after leaving the vehicle.
Thereafter local people gathered there who identified one of
accused person. On search the police recovered total 345 litres
and 600 ml. of foreign liquor from aforesaid vehicle.

Learned counsel for the petitioner has submitted that



there is no recovery of any incriminating article from possession of this petitioner.

It is mentioned in para 3 of bail petition that one more case under Excise Act is pending against petitioner.

Petitioner is in custody since 29.11.2018.

Considering the aforesaid facts and circumstances, prayer of the petitioner for grant of bail is allowed. Let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned **2nd Addl. Sessions Judge-cum-Special Judge, Excise, Siwan** in connection with **Mairwa P.S. Case No. 384/2018**, subject to the conditions that both the bailors shall be the close relative of the petitioner.

The petitioner will file affidavit at the time of release that he would not indulge himself in such type of activity in future. In the event, he is found indulged in such type of activity, his bail bond will liable to be cancelled.

(Sanjay Priya, J)

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