

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.14033 of 2019

Arising Out of PS. Case No.-7 Year-2019 Thana- PIPRA District- East Champaran

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1. Nand Kishore Sah @ Rangila Sah @ Nand Kishore Prasad, aged about 50 years (M), Son of- Jagarnath Sah
 2. Pappu Sah @ Pappu, aged about 38 years (M), Son of- Yodha Sah
Both residents of Village-Pipra Bajar, P.S. Pipra, Dist. East Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Umesh Chandra Verma

For the Opposite Party/s : Ms.Meena Singh

CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY

ORAL ORDER

2 07-03-2019 Heard learned counsel for the petitioners and
learned counsel for the State.

In this case, the petitioners are apprehending their arrest in connection with Pipra P.S. Case No. 7 of 2019 registered for offences under sections 272, 273 of the Indian Penal Code and Section 30(a) of the Bihar Prohibition and Excise Act.

As per allegation, 4.14 liter of foreign liquor has been recovered from the shop of the petitioner no.1.

Learned counsel for the petitioners submits that the petitioners have got no criminal antecedent.

Looking to the quantity of liquor recovered as also entire facts and circumstances of the case, let the petitioners, above named, in the event of their arrest or surrender before the



court below within a period of four weeks from today, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of learned 7th Additional Sessions Judge cum Special Judge, Excise, Motihari, East Champaran in connection with Pipra P.S. Case No. 7 of 2019, subject to the conditions as laid down under Section 438(2) of the Cr.P.C. as also subject to condition that whenever the police will call the petitioners for investigation/interrogation, they will remain present and if they would not present themselves, the privilege of grant of anticipatory bail shall be deemed to have been canceled.

However, at the time of accepting bail bonds, the court below will verify and ensure itself regarding criminal antecedent of the petitioners and if it is found that the petitioners have clean antecedent, their bail bond will be accepted but, if it is found that the petitioners are involved in any other case before filing of the present case i.e. 6.3.2019, then they would not be released.

(Shivaji Pandey, J)

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