

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.17875 of 2019

Arising Out of PS. Case No.-24 Year-2019 Thana- AMAS District- Gaya

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1. MINTU YADAV Son of Munarik Yadav Resident of Village-Mahulari, P.S-Salaiya, District-Aurangabad.
 2. Kesho Yadav @ Keshav Yadav Son of Bindeshwar Yadav Resident of Village-Mahulari, P.S-Salaiya, District-Aurangabad.
 3. Ackchay Yadav Son of Lalu Yadav Resident of Village-Mahulari, P.S-Salaiya, District-Aurangabad.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.S. Jamil Akhtar

For the Opposite Party/s : Mr.Tapeshwar Sharma

CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA JAISWAL

ORAL ORDER

4 18-06-2019 Heard learned counsel for the petitioners and learned
A.P.P. for the State.

The petitioners apprehend their arrest in connection with Amas P.S. Case No. 24 of 2019, registered for the offences punishable under Sections 272, 273 of the Indian Penal Code and Section 30 (a) of Bihar Prohibition and Excise Act 2016.

Two-three dram Jave Mahua and 10 liters of country made liquor is said to have been recovered from the Aahar of village Manjholiya and petitioners have managed to escape.

It is submitted by learned counsel for the petitioners that no such occurrence as alleged ever took place. No



incriminating article has been recovered from the physical conscious possession of the petitioners. They have no concern with the seized articles or the place of the recovery. They have been falsely implicated in this case due to dirty village politics. The identity and genuineness of the source of information has not been mentioned in the written report of the informant. Petitioner has no criminal antecedent.

The learned A.P.P. for the State has opposed the prayer for anticipatory bail of the petitioners.

Having regard to the facts and circumstances of the case, let the above named petitioners, be released on bail, in the event of their arrest or surrender before the learned Court below within a period of four weeks from today, on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) each with two sureties of the like amount each to the satisfaction of learned Special Judge Excise, Gaya in connection with Amas P.S. Case No. 24 of 2019, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

(Prakash Chandra Jaiswal, J)

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