

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.78729 of 2018

Arising Out of PS. Case No.-490 Year-2018 Thana- BAKHTIYARPUR District- Patna

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1. Chandan Kumar, S/o Ashok Kumar Singh,
 2. Kaju Kumar, S/o Ashok Sah, Both are resident of Naya Tola Madhopur Bakhtiyarpur, P.S.- Bakhtiyarpur, District- Patna.

... .. Petitioners

Versus

The State of Bihar.

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr.N.K.Agrawal, Sr.Advocate with
Mr. Dhananjaya Nath Tiwari, Advocate
For the Opposite Party/s : Mr.Satyadev Prasad Singh Yadav, APP

CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 10-01-2019 Petitioners apprehend their arrest in connection with Special Case No. 9171 of 2018, arising out of Bakhtiyarpur P.S. Case No. 490 of 2018 registered for the offences punishable under Sections 30(a) (c), 34, 36 of Bihar Prohibition and Excise Act, 2016 and Sections 25(1-B)(a), 35 and 36 of the Arms Act.

Allegation is of recovery of 775 litres of liquor from the poultry firm of co-accused Uday Rai and petitioners were seen fleeing from the place of occurrence.

Submission of learned counsel for the petitioners is that nothing has been recovered from their possession and poultry firm is not of the petitioners and they have no criminal antecedent.

Heard learned APP also.



Having heard both sides and in the facts and circumstances, let petitioners, 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 bonds of Rs.25,000/- (Rupees twenty five thousand) each with two sureties of the like amount each to the satisfaction of the Special Judge, Excise Act, Patna, in connection with Special Case No. 9171 of 2018, arising out of Bakhtiyarpur P.S. Case No. 490 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 petitioners shall be a local person having sufficient immovable properties within the jurisdiction of the court concerned.

(Vinod Kumar Sinha, J)

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