

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.38679 of 2019

Arising Out of PS. Case No.-747 Year-2018 Thana- MOTIHARI MUFASIL District- East
Champaran

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Deelip Sahani Son of Late Laldhari Sahani Resident of Village- Mehwa, P.S.-
Sugauli, District- East Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Shashi Shekhar Tiwary, Advocate
For the Opposite Party/s : Mrs. Asha Devi, APP

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

4 09-09-2019 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner apprehends his arrest in Muffasil
(Lakhaura) P.S. Case No. 747 of 2018, registered for the
offences punishable under Sections 272, 273 and 34 of the
Indian Penal Code and section 30(a) of Bihar Prohibition and
Excise Act, 2016.

18 litres of country made liquor is alleged to have
recovered from a motorcycle on which two persons were sitting.
Out of two persons, one person fled away after seeing the police
party.

It is submitted on behalf of the petitioner that
petitioner is not named in the F.I.R. Petitioner was also not



apprehended on the spot. On the basis of confession made by the co-accused name of this petitioner figured in this case. Petitioner has no concern with the seized liquor. Petitioner has got no criminal antecedent.

Considering the facts aforesaid, the petitioner above-named, in the event of his arrest/surrender before the court below within a period of six weeks from the date of receipt/production of a copy of this order, is directed to be enlarged 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 7th Additional Sessions Judge-cum-Special Judge, Excise, Motihari East Champaran in connection with Muffasil (Lakhaura) P.S. Case No. 747 of 2018, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

vinita/-

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