

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.65551 of 2019

Arising Out of PS. Case No.-371 Year-2019 Thana- BARACHATTI District- Gaya

Chaman Sao, aged about 28 years, Gender – Male, Son of Lakhan Sao,
Resident of Village - Mussaila, P.S.- Mohanpur, District - Gaya.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Arvind Kumar Singh, Advocate

For the Opposite Party/s : Mrs.Sangeeta Sharma

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 13-11-2019 Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner apprehends his arrest in connection
with Barachatti (Mohanpur) P.S. Case No. 371 of 2019
registered for the offence punishable under Section 414/34 of
the Indian Penal Code and Section 30(d) of the Bihar
Prohibition and Excise Act, 2016.

As per F.I.R., 810 kg. of Mahua has been recovered
from a Pick-up van and one person has been arrested, who has
stated the name of the petitioner and another person, as the
person who are engaged in such act.

Learned counsel for the petitioner submits that he is
neither the driver of the said pick-up van nor the owner of the
same. Except the confessional statement of the co-accused, there



is nothing against the petitioner. He has no criminal antecedent. Learned counsel for the petitioner further submits that the co-accused Dadai Saw has been granted bail by a Co-ordinate Bench of this Court on 16.10.2019 passed in Cr. Misc. No.64628 of 2019.

In the facts and circumstances of the case, let the above named petitioner be released on bail, in the event of arrest or surrender before the learned Court below within a period of six weeks from today, on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Special Judge, Excise Act, Gaya in connection with Barachatti (Mohanpur) P.S. Case No. 371 of 2019, subject to the condition as laid down under Section 438(2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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