

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.50777 of 2016

Arising Out of PS.Case No. -107 Year- 2016 Thana -RAJPUR District-
EASTCHAMPARAN(MOTIHARI)

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Tuntun Choudhary, son of Late Mahabir Choudhary, resident of village-
Mohammadpur Majhhaulia, P.S. Rajepur, District-East Champaran.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Binod Kumar Mishra, Advocate

For the Opposite Party : Mr. Sri Ramesh Chandra, APP

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CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

2 24-11-2016 Heard the learned counsel for the petitioner and the

learned APP for the State.

Petitioner is languishing in custody since 22.08.2016 in
connection with Rajepur P.S.Case No.107 of 2016 for offence
alleged under Sections 47(A), 53(C) and 54 of the Bihar Excise
Act.

The prosecution case is that the police during patrolling
found two persons including the petitioner selling country made
wine and seized three litres of the said liquor.

It has been submitted by the learned counsel for the
petitioner that he has no criminal antecedent and that he has
falsely been implicated and chargesheet has already been
submitted against him.

However, learned APP for the State submits that the

petitioner is named in the FIR, hence opposes the prayer for bail.

From the materials available, it appears that chargesheet has already been submitted and the petitioner's detention in custody would not adversely affect his trial. Thus, in the interest of justice and considering the period of custody, let the above named petitioner be released on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned CJM, Motihari, East Champaran in connection with Rajepur P.S.Case No.107 of 2016.

(Nilu Agrawal, J)

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