

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.24222 of 2016

Arising Out of PS.Case No. -81 Year- 2016 Thana -GOVERNMENT OFFICIAL COMP. District-
LAKHISARAI

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Raja Ram Choudhary son of late Somar Choudhary Resident of Village
Kaindi, P.S. Halsi, District Lakhisarai.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rajesh Kumar

For the Opposite Party/s : Mr. Anzarul Haque Sahara(App)

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CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY
ORAL ORDER

2 01-06-2016 Heard learned counsel for the petitioner and learned
counsel for the State.

In this case, the petitioner is seeking bail in
connection with Case No. 81C2 of 2016 registered for offences
under sections 47(a) & (e) of the Excise Act.

As per allegation, the Excise Department raided the
house of the petitioner and from just beside the house of the
petitioner, fermented Jawa Mahua, kept in two soil pot each
containing 10 Kg., besides one plastic gallon containing Mahua
liquor were recovered.

Learned counsel for the petitioner has submitted that
it is not his land from where recoveries were made. The petitioner
has got no criminal antecedent.

Looking to the facts and circumstances of the case, let the petitioner, namely, Raja Ram Choudhary, 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 Chief Judicial Magistrate, Lakhisarai in connection with Case No. 81C2 of 2016, subject to the condition that (i) one of the bailors shall be a close relative of the petitioner (ii) if the petitioner is found involved in future in similar type of case, the prosecution will be at liberty to make prayer for cancellation of his bail and the court below will pass necessary order, including cancellation of bail and (iii) the petitioner would cooperate the proceeding of the court below. In event of failure to appear on two consecutive dates, the court below will be at liberty to pass the order, including cancellation of bail bonds.

(Shivaji Pandey, J)

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