

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No. 46312 of 2016

Arising Out of PS.Case No. -187 Year- 2016 Thana -AURANGABAD TOWN District-
AURANGABAD

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Ram Kewal Choudhary, Son of Ram Ratan Choudhary, resident of village –
Kama Bigha, P.S.-Aurangabad (T), District – Aurangabad.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Narendra Kumar
Mr. Tej Narayan Singh
For the Opposite Party/s : Smt Sangeeta Sharma

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CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

2. 27-10-2016 Heard Sri Narendra Kumar, learned counsel, who was
assisted by Sri Tej Narayan Singh, learned counsel for the
petitioner and learned Addl. Public Prosecutor.

The sole petitioner, who is in custody since 21-7-2016
in Aurangabad (T) P.S. Case No. 187 of 2016 registered for
offence under Sections 272, 273 of the Indian Penal Code and
Section 47 of the Bihar Excise (Amendment) Act, 2016, has
prayed for grant of bail.

By way of referring to F.I.R., it was submitted by
learned counsel for the petitioner that petitioner's name has come
on disclosure made by the accused, who was apprehended by the
police and from his possession i.e. from one Bolero vehicle, huge
quantity of country-made liquor was recovered. He submits that it

is true that petitioner was earlier accused in two cases, but in both the cases, he has been acquitted. This fact has been stated in paragraph – 3 of the petition.

Learned Addl. Public Prosecutor has opposed the prayer for bail.

Keeping in view the nature of accusation, period of custody as well as the fact that petitioner's name has come on the statement of one of the accused, there is no reason to further detain the petitioner.

Let the petitioner namely Ram Kewal Choudhary 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 learned Chief Judicial Magistrate, Aurangabad in connection with Aurangabad (T) P.S. Case No. 187 of 2016.

(Rakesh Kumar, J.)

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