

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.48519 of 2017

Arising Out of PS.Case No. -175 Year- 2017 Thana -BUDDHACOLONY District- PATNA

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1. Madan Choudhary, S/o Late Kameshwar Choudhary, R/o Village- Digha,
P.S.- Digha, Distt- Patna.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Nawal Kishore Prasad

For the Opposite Party/s : Mr. Sri Ashok Kumar Singh 1

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 12-10-2017 The petitioner seeks regular bail in connection with

Budha Colony P.S. Case No. 175 of 2017, registered for offences
punishable under Sections 272 and 273/34 of Indian Penal Code
and Section 30(A) of the Bihar Prohibition and Excise Act, 2016.

Allegation is of recovery of 700 litres of toddy.

It has been submitted on behalf of the petitioner that he
has falsely been implicated in this case and nothing has been
recovered from his possession, his name has been disclosed by co-
accused of this case. Further he has no criminal antecedent and has
been in judicial custody since 30.08.2017.

Heard learned A.P.P. also.

Having heard both sides, considering the facts and
circumstances of the case, nature of allegation, quantity of



recovery and period of custody and also that petitioner has no criminal antecedent, let the petitioner above named, be released on bail on furnishing bail bonds of Rs. 25,000 (Rs. Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge, Excise, Patna, in connection with Budha Colony P.S. Case No. 175 of 2017.

- (i) One of the bailors of the petitioner shall be a local person having sufficient immovable property within the jurisdiction of the concerned Court.
- (ii) It is made clear that if the petitioner again found involved in any of the like offences, in future, prosecution will be free to move for cancellation of his bail bonds.

(Vinod Kumar Sinha, J)

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