

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.25363 of 2017**

Arising Out of PS.Case No. -91 Year- 2017 Thana -GAUTAMBUDHNAGAR District- SIWAN

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Ram Chandra Chaudhry, S/o Late Sahan Chaudhry, R/o Village-  
Misharwallia, P.S.- G.B. Nagar, Dist- Siwan.

.... .... Petitioner/s

Versus

The State of Bihar.

.... .... Opposite Party/s

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**Appearance:**

For the Petitioner/s : Mr. Harendra Prasad

For the Opposite Party/s : Mr. Nagendra Prasad

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**CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN**  
**PRASAD**  
ORAL ORDER

2      06-06-2017                      Heard Shri Suresh Pandey, learned advocate  
  
appearing on behalf of the petitioner and learned APP for the  
  
State.

The petitioner is seeking regular bail in connection  
with G.B. Nagar P.S. Case No. 91 of 2017 for the offences alleged  
under Sections 272, 273 and 308 IPC read with sections 36, 30, 34  
and 38 of the Bihar Excise Act, 2016.

The prosecution case as alleged would show that a  
huge quantity of wine was allegedly being unloaded at the door of  
the petitioner through one pick up van. It is alleged that liquors  
as per the seizure list were recovered from the house of the  
petitioner and from the vehicle standing in front of the house.

Learned counsel for the petitioner would submit that



the petitioner has got no criminal antecedent and he resides in a joint family house from where the liquors have been allegedly recovered. He would submit that the liquors as per seizure list were neither seized from his conscious possession nor from any vehicle belonging to him. He is in custody since 31.3.2017.

The learned APP opposed the prayer for bail and submits that the investigation is still going on.

Considering the fact that the petitioner has no criminal antecedent and he claims that the house is a joint family house, balancing the considerations from both the sides in order to complete the investigation, I direct that the petitioner, namely, Ram Chandra Chaudhary, shall be released on bail only on completion of three months in custody upon furnishing bail bond of Rs. 25,000/- (rupees twenty five thousand) with two sureties of the like amount each to the satisfaction of learned 2<sup>nd</sup> Additional Sessions Judge, Siwan in connection with G.B. Nagar P.S. Case No. 91 of 2017.

**(Rajeev Ranjan Prasad, J)**

S.Sb/-

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