

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.28940 of 2017

Arising Out of PS.Case No. -2 Year- 2017 Thana -TANDWA District- AURANGABAD

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Basant Choudhary @ Makshudan Choudhary, Son of Budhan Chaudhary,
Resident of Village- Ramnagar, P.S.- Tandawa, District- Aurangabad.
..... Petitioner.

Versus

The State of Bihar Opposite Party.

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Appearance :

For the Petitioner/s : Mr. Bachan Jee Ojha, Adv.

For the Opposite Party/s : Md. Ansarul Haque, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA JAISWAL
ORAL ORDER

02 03-07-2017 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

Petitioner seeks regular bail in connection with
Tandwa P.S. Case No.02 of 2017 registered for the alleged
offences under Section 30 (a) of the Bihar Excise Act.

As per the prosecution case, 400 liters of country
made liquor is said to have been recovered from the orchard of
one Laxman Choudhary while four accused persons including the
petitioner managed to escape from the said place seeing the police
force.

It has been submitted by learned counsel for the
petitioner that the petitioner is innocent and has committed no
offence. No incriminating article has been recovered from the
conscious physical possession of the petitioner. Neither he has



concern with the said seized article nor was he apprehended on the spot. The allegations levelled against him are general and omnibus in nature. He has been languishing in jail custody since 03.05.2017.

In the facts and circumstances of the case, the petitioner above named is directed to be enlarged on bail on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand) with two sureties of like amount each to the satisfaction of learned A.D.J.-II-cum-Special Judge, Aurangabad in connection with Tandawa P.S. Case No.02 of 2017.

(Prakash Chandra Jaiswal, J.)

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