

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.12743 of 2018

Arising Out of PS. Case No.-4 Year-2018 Thana- DUMRA District- Sitamarhi

Subodh Chaudhary S/o Late Mahesh Chaudhary @ Mohan Chaudhary, R/o
Village- Bhasar, P.S.- Sitamarhi, District- Sitamarhi.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Pushpendra Kumar Singh
For the Opposite Party/s : Mr. Bhanu Pratap Singh

**CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL**

ORAL ORDER

2 07-03-2018 Heard learned counsel for the petitioner and learned APP
for the State.

The petitioner seeks bail in connection with Dumra P.S.
Case no. 4 of 2018 registered under Sections 272, 273 of the
Indian Penal Code and Section 30(A)/52 of Bihar Excise
Prohibition Act-2016.

100 lts. of toddy is said to have been recovered from the
tempo and petitioner was apprehended while other accused
namely, Nagendra Sah managed to escape.

It is submitted by learned counsel for the petitioner that
no incriminating article has been recovered from his conscious
physical possession. He has no concern either with the said
tempo or with the seized toddy. As a matter of fact, he happens



to be simple commuter of the said tempo and had no knowledge of keeping the toddy in the said tempo. He has no criminal antecedent. He has been languishing in custody since 03.01.2018.

In the facts and circumstances of the case, the above named petitioner is directed to 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 the learned A.D.J.-II-cum-Special Judge, Excise Act, Sitamarhi in connection with Dumra P.S. Case no. 4 of 2018.

(Prakash Chandra Jaiswal, J)

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