

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.10596 of 2018

Arising Out of PS.Case No. -749 Year- 2017 Thana -SHERGHATI District- GAYA

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Pramod Chaudhary, S/o Late Chandeshwar Chaudhary, Resident of Village-
Pathroua, P.S.- Magadh Medical, District- Gaya.

.... Petitioner

Versus

The State of Bihar.

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Vinod Kumar, Advocate.

For the Opposite Party : Mr. Md. Arif, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 27-02-2018 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner is languishing in custody since
01.01.2018 in a case for the offence registered under Section 30(a)
of the Bihar Prohibition and Excise Act, 2016.

The prosecution story, in brief, is that total 60 liters
Mahua is said to have been recovered.

It has been submitted by learned counsel for the
petitioner that the petitioner has got no criminal antecedent. There
is no allegation of tampering with the witnesses alleged against the
petitioner. The petitioner has falsely been implicated in the present
case. It is alleged that total 60 Liters Mahua is recovered from the
motorcycle in question on which the petitioner was pillion rider.



He was apprehended on spot. The name of the petitioner has come on the basis of alleged recovery made from the motorcycle. There is no compliance of Section 100 Cr. P.C.

On behalf of the State, it is submitted that the petitioner is named in the F.I.R/ Complaint Case.

Considering the aforesaid facts and circumstances, let the petitioner above named, be released on bail on furnishing bail bonds of Rs.10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Special Excise Judge, Gaya, in connection with Sherghati P.S. Case No. 749 of 2017.

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(Sudhir Singh, J)

