

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.30186 of 2018

Arising Out of PS.Case No. -171 Year- 2018 Thana -BANKA District- BANKA

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Sanjay Choudhary, Son of Mohilal Choudhary, Resident of Village-
Mirzapur, P.S.- Barahat, District- Banka.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sanjay Kumar Jha

For the Opposite Party/s : Mr. Rana Randhir Singh

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CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL
ORAL ORDER

5 26-07-2018 Heard learned counsel for the petitioner and learned
APP for the State.

Petitioner seeks bail in a case registered for the
offence punishable under Sections 30(a)(g) and 32(3) of the Bihar
Prohibition and Excise Act, 2016 and Sections 25(1-b)a and 26 of
the Arms Act

One country made pistol, 62 live cartridges and 36
litres of country made liquor are said to have been recovered from
the house of the petitioner and the petitioner was apprehended.

It is submitted by learned counsel for the petitioner
that no incriminating article has been recovered from the
conscious physical possession of the petitioner. He has no concern
with the seized article. He has been falsely implicated in the case



at the instance of his enemies by planting aforesaid recovery from his house. He has no criminal antecedent. He has been languishing in custody since 28.02.2018.

On the other hand, learned APP vehemently opposing the bail petition submitted that huge quantity of ammunition has been recovered from the house of the petitioner, hence he does not deserve bail.

In the facts and circumstances of the case, I am not inclined to enlarge the petitioner on bail. Prayer for bail of the petitioner is rejected.

However, learned Trial Court is directed to conclude the trial as expeditiously as possible preferably within six months from the date of receipt/production of a copy of this order and S.P., Banka is directed to ensure production of the witnesses in the case on each and every date fixed without fail.

Let a copy of this order be communicated to S.P., Banka by fax for needful.

(Prakash Chandra Jaiswal, J)

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