

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.43144 of 2018

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Jitendra Chaudhary, S/o. Vishwanath Chaudhary , Resident of Village-
Chandiya, P.S. Aurai, District- Muzaffarpur.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ratneshwar Prasad

For the Opposite Party/s : Mr. Nirmal Kumar Sinha

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CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL
ORAL ORDER

2 18-07-2018 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 272 and 273 of the Indian Penal
Code and Sections 30(a), 35(a) & 38 of the Bihar Prohibition and
Excise Act, 2016.

3.600 litres of foreign liquor is said to have been
recovered from the open land located beside the house of the
petitioner.

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
either with the seized liquor or with the place of recovery. Place of
recovery is open place and is easily accessible to anyone. He has



been falsely implicated in the case. He has no criminal antecedent.
He has been languishing in custody since 13.06.2018.

Considering the facts aforesaid, 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 Special Judge,
Excise, Muzaffarpur in connection with Aurai P.S. Case No. 186
of 2017.

(Prakash Chandra Jaiswal, J)

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