

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.38632 of 2018

=====

Badho Chaudhary S/o Late Ram Kishun Chaudhary, R/o Vill.- Beldari
Tola, P.S.- Gaurichak, District- Patna.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Vasant Vikas

For the Opposite Party/s : Smt. Anita Kumari Singh

=====

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

5 18-08-2018 Heard learned counsel for the petitioner and learned
APP for the State.

Petitioner seeks bail in a case registered for the
offence punishable under Section 30(a) of the Bihar Prohibition
and Excise Act, 2016.

80 litres of mixed toddy is said to have been
recovered from the tempo and its driver namely Chotelal
Choudhary and the petitioner were 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
either with the seized toddy or tempo in question. He happens to
be simple commuter of the said tempo and had no knowledge of



keeping of the toddy in the tempo. He has no criminal antecedent.
He has been languishing in custody since 15.05.2018.

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, Patna in connection with Special Case No. 4647 of 2018
arising out of P.R. Police Case No. 25 of 2018.

(Prakash Chandra Jaiswal, J)

Mishra/-

U		T	
---	--	---	--

