

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.23486 of 2018

Arising Out of PS. Case No.-35 Year-2018 Thana- NARHAT District- Nawada

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1. Ajay Kumar, S/o Rajo Rajbansi,
 2. Ajay Chaudhary S/o Misri Chaudhary, Both R/o Vill.- Barauta,
P.S.- Narhat , District- Nawada.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Pramod Kumar Verma

For the Opposite Party/s : Mr. Binod Kumar

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

ORAL ORDER

2 26-04-2018 Learned counsel for the petitioners is permitted to
make necessary correction in paragraph 8 of the bail petition.

Heard learned counsel for the petitioners and learned
APP for the State.

The petitioners seek bail in connection with Narhat
P.S. Case no. 35 of 2018 registered under Section 30(a) of Bihar
Prohibition & Excise Act-2016.

100 lts. of toddy is said to have been recovered from
the tempo and petitioner no. 1 Ajay Kumar who happens to be
its driver and petitioner no. 2 Ajay Chaudhary its commuter
were apprehended.

It is submitted by learned counsel for the petitioners
that no incriminating article has been recovered from conscious



physical possession of the petitioners. They have no concern with the seized toddy. Petitioner no. 2 Ajay Chaudhary happens to be merely commuter of the said vehicle and both had no knowledge of keeping the said toddy in the aforesaid tempo. They have no criminal antecedent. They have been languishing in custody since 27.02.2018.

In the facts and circumstances of the case, the above named petitioners are directed to be enlarged on bail on furnishing bail bonds of Rs. 10,000/- (Ten thousand) each with two sureties of the like amount each to the satisfaction of the learned Addl. District Judge-II-cum Special Judge, Nawada in connection with Narhat P.S. Case no. 35 of 2018.

(Prakash Chandra Jaiswal, J)

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