

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.41885 of 2018

Arising Out of PS.Case No. -211 Year- 2018 Thana -BUDDHACOLONY District- PATNA

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Sanjiwan Chaudhary, Son of Late Ramji Chaudhary, resident of village –
Patna City, Jamunapur, Goraiya Asthan, P.S.-Malsalami, District-Patna.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance:

For the Petitioner/s : Mr. Indu Bhushan

For the Opposite Party/s : Mr. Md. Sufiyan

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CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL
ORAL ORDER

2 12-07-2018 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in a case registered for the
offence punishable under Sections 272 and 273 of the Indian Penal
Code and Section 30(a) of the Bihar Prohibition and Excise Act,
2016.

25 litres of toddy is said to have been recovered
from the rented room 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
either with the seized toddy or with the place of recovery. He has
been falsely implicated in the case at the instance of his enemies.



He has not taken the said room on rent. He has no criminal antecedent. He has been languishing in custody since 07.06.2018.

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, Patna in connection with Special Case No. 5253 of 2018 (arising out of Budha Colony P.S. Case No. 211 of 2018).

(Prakash Chandra Jaiswal, J)

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