

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.44896 of 2018**

Arising Out of PS. Case No.-42 Year-2018 Thana- GAUTAMBUDHNAGAR District- Siwan

Jawahir Chaudhary S/o late Satya Narayan Choudhary, R/o Vill.-  
Dindayalpur, P.S.- G.B. Nagar, District- Siwan.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Bijay Prakash Singh  
For the Opposite Party/s : Smt. Nirmala Kumari

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

ORAL ORDER

2      24-07-2018                      Heard learned counsel for the petitioner and learned  
APP for the State.

The petitioner seeks bail in connection with G.B.  
Nagar P.S. Case no. 42 of 2018 registered under Sections 272,  
273, 308 of I.P.C. and Sections 30, 34, 38, 41 of Bihar Excise  
and Prohibition Act-2016.

5 lts. of country made liquor is said to have been  
recovered from the house of the petitioner and he was  
apprehended.

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



the instance of his enemy. The house of the petitioner is inhabited by his other family members and he had no knowledge of keeping of liquor in the said house. Though, three more cases under Excise Act have been lodged against the petitioner, but he is on bail in the said cases. He has been languishing in custody since 22.02.2018.

In the facts and circumstances of the case, 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 Addl. Sessions Judge-II-cum-Special Judge, Excise, Siwan in connection with G.B. Nagar P.S. Case no. 42 of 2018.

**(Prakash Chandra Jaiswal, J)**

rohit/-

|   |  |   |  |
|---|--|---|--|
| U |  | T |  |
|---|--|---|--|

