

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.50901 of 2018**

Arising Out of PS.Case No. -303 Year- 2018 Thana -GOVERNMENT OFFICIAL COMP. District-  
EASTCHAMPARAN (MOTIHARI)

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1. Sunil Chaudhari S/o Latge Chhatu Choudhary @ Chhatu Mahto R/o  
Narir Gir P.S. Ramgarhwa District East Champaran.

.... .... Petitioner/s

Versus

1. The State of Bihar

.... .... Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Dhananjay Kumar No. 2  
Mr. Suraj Kumar

For the Opposite Party/s : Mr. Anil Prasad Singh

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

2      20-08-2018                      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.

18 litres of Nepali liquor is said to have been  
recovered from the possession 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  
with the seized liquor. He has been falsely implicated in the case  
by the Personnel of Excise Department at the instance of his



enemy by planting aforesaid recovery from his possession. There is violation of Section 100 Cr.P.C. He has no criminal antecedent. He has been languishing in custody since 04.07.2018.

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 7<sup>th</sup> A.D.J. cum Special Judge, Excise, East Champaran Motihari in connection with Excise P.S. Case No. 303 of 2018.

**(Prakash Chandra Jaiswal, J)**

Kr. Uday/-

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