

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.75960 of 2018

Arising Out of PS. Case No.-480 Year-2018 Thana- JAGDISHPUR District- Bhagalpur

Barun Choudhary, Son of Late Laxman Choudhary.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Indeshwari Prasad Mandal, Advocate
For the Opposite Party/s : Smt Indu Kumari Srivastava, APP

CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD
ORAL ORDER

2 17-12-2018 Heard learned counsel for the petitioner and learned
APP for the State.

This is a case registered under Sections 30A of the
Bihar Prohibition and Excise Act, 2016.

Prosecution case alleges recovery of 60 liters
country made Mahua.

It is submitted by the petitioner's counsel that the
case of the prosecution is regarding recovery from a mango
orchid. No recovery has been made from the petitioner and that
he has falsely been implicated in this case. The seizure is not in
accordance with law and the petitioner is in custody since
28.10.2018.

In the facts and circumstances of the case, prayer
for bail of the petitioner is allowed. Let the petitioner above



named be released on bail on his furnishing bonds of Rs 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of 2nd Additional District & Sessions Judge-cum-Special Judge Excise, Bhagalpur in Jagdishpur P.S. Case No. 480 of 2018 subject to the conditions :

(i) That one of the bailors will be a close relative of the Petitioner who will give an affidavit giving genealogy as to how he is related with the Petitioner. The bailor will also undertake to inform the Court if there is any change in the address of the Petitioner.

(ii) That the Petitioner will be well represented on each date and if he fails to do so on two consecutive dates, his bail will be liable to be cancelled.

(Madhuresh Prasad, J)

Prakash/-

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