

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.11976 of 2018

Arising Out of PS.Case No. -290 Year- 2017 Thana -HUSAINGANJ District- SIWAN

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RAJA RAM CHAUDHARY @ RAJA RAM YADAV, S/o Raghunath
Chaudhary, r/o Village- Habib Nagar, P.S.- Hussainganj, District- Siwan.

.... Petitioner

Versus

The State of Bihar.

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Ajay Kumar Pandey, Advocate.

For the Opposite Party : Mr. Sunil Kumar Pandey, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 28-02-2018 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner is languishing in custody since
16.11.2017 in a case for the offence registered under Sections 272,
273 of the IPC and 30, 36, 38 and 41(i) of the Bihar Prohibition
and Excise Act, 2016.

The prosecution story, in brief, is that total 20.800
liters wine is said to have been recovered.

It has been submitted by learned counsel for the
petitioner that the petitioner has falsely been implicated in the
present case. Charge sheet/prosecution report has been submitted
in the present case. There is no allegation of tampering with the
witnesses alleged against the petitioner. It is alleged that total



20.800 liters wine is recovered from the house of co-accused Gamlu Chaudhary. The name of the petitioner has come on the basis of disclosure made by co-accused Gamlu Chaudhary as per F.I.R. There is no compliance of Section 100 Cr. P.C.

On behalf of the State, it is submitted that the petitioner is named in the F.I.R/ Complaint Case.

Considering the aforesaid facts and circumstances, let the petitioner above named, be released on bail on furnishing bail bonds of Rs.10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Additional District and Sessions Judge-II, Siwan, in connection with Hussainganj P.S. Case No. 290 of 2017.

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(Sudhir Singh, J)

