

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.54472 of 2018

Arising Out of PS.Case No. -240 Year- 2018 Thana -ATRI District- GAYA

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1. Loha Chaudhary S/o Badho Chaudhary, R/o Village- Sarsu Matha, P.S.-
Atri, District- Gaya.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Manish Kumar No-2, Advocate

For the Opposite Party/s : Mr. Manoj Kumar, Advocate

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR
UPADHYAY
ORAL ORDER

2 20-09-2018

Heard learned counsel for the petitioner and the State.

The petitioner is in custody in connection with Atri
P.S. Case No.240/2018 for the offence registered under Sections
272, 273 of the Indian Penal Code and Section 30(a) of Bihar
Prohibition and Excise Act, 2016.

Learned counsel for the petitioner submits that the
petitioner has no criminal antecedent. The petitioner was
apprehended on 16.07.2018. He further submits that seizure was
not done in accordance with mandatory provision of Section 100
of the Cr. P.C. He submits that the petitioner has no concern with
the seized two litres of country made liquor recovered from the
joint family house and as such the petitioner deserves bail.

Considering the totality of the facts and circumstances



of the case, let the petitioner named above is directed to be released on furnishing bail bond of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge, Excise, Gaya, in connection with Atri P.S. Case No.240/2018.

(Anil Kumar Upadhyay, J)

Amit/-R.S.Sen

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