

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.7626 of 2019

Arising Out of PS. Case No.-235 Year-2018 Thana- GURUA District- Gaya

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Baban Chaudhary @ Baban Chaudhari, aged about 38 years (M), Son of
Badho Chaudhary R/o village- Daulatpur, P.S- Gurua, District, Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Vinod Kumar

For the Opposite Party/s : Mr.Asha Devi

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CORAM: HONOURABLE MR. JUSTICE S. KUMAR

ORAL ORDER

2 26-02-2019 Heard learned counsel for the parties.

Petitioner seeks bail in Gurua P.S. Case No.235/18
registered for the offence punishable under Sections 272, 273 of
the I.P.C. and Section 30(d) of the Bihar Prohibition & Excise
Act, 2016.

Allegation is recovery of 40 kg. Mahua flowers
from a sack which was kept by the petitioner on his bicycle.

It has been submitted on behalf of the petitioner that
petitioner is innocent and has falsely been implicated in this
case due to local politics. Petitioner is in custody since
22.11.2018.

Considering the aforesaid facts and circumstances of
the case, let the petitioner named above be released on bail upon
furnishing bail bond of Rs. 10,000/- with two sureties of the like



amount each to the satisfaction of learned Special Excise Judge,
Gaya in connection with Gurua P.S. Case No.235/18, with
following conditions:-

(1) Bailors should be local having sufficient
immovable property within the jurisdiction of the court
concerned.

(2) Petitioner shall co-operate in the trial and shall be
properly represented on each and every date fixed by the court.

(3) If the petitioner tampers with the evidence or the
witnesses of the case, in that case, prosecution will be at liberty
to move for cancellation of bail of the petitioner.

(4) If the petitioner is found involved in similar nature
of offences, after his release on bail the trial court shall take
steps to cancel his bail bond.

(S. Kumar, J)

Sanjay/-

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