

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.8432 of 2019

Arising Out of PS. Case No.-101 Year-2018 Thana- MADHEPUR District- Madhubani

Chandeshwar Chaupal @ Chande Chaupal @ Chandrash Chapol Son of- Late
Manik Chaupal, Resident of village-Sikariya, P.S. Madhepur, District-
Madhubani.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Gagan Deo Yadav

For the Opposite Party/s : Mr.Parmanand Prasad

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

2 13-02-2019 Heard both sides.

The petitioner apprehends his arrest in Madhepur P.S.
Case No.101 of 2018 registered under Sections 272 and 273 of
the Indian Penal Code and under Section 30(a) of the Bihar
Prohibition and Excise Act.

The police intercepted a motorcyclist, who was
carrying liquor. The apprehended accused disclosed his name as
Dilkhush Jha and he also disclosed the name of another person,
who managed to flee away as Jitan Mandal. He disclosed that
the liquor was also kept in the house of Mahendra Chaupal. On
such disclosure, the house of Mahendra Chaupal was searched
and a huge quantity of liquor was recovered. Mahendra Chaupal
is said to have disclosed that the petitioner Chandeshwar



Chaupal kept the liquor in his house.

Learned counsel for the petitioner submits that nothing has been recovered from possession of the petitioner, rather the liquor was recovered from the house of Mahendra Chaupal and the disclosure of Mahendra Chaupal was made only to save his own skin.

Having considered the facts aforesaid, the above named petitioner, in the event of his arrest or surrender before the learned court below within a period of four weeks from the date of receipt/production of a copy of this order, 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 learned Additional Sessions Judge-II-cum-Special Judge, Excise Act, Madhubani in connection with Madhepur P.S. Case No.101 of 2018, subject to the conditions as laid down under Section 438 (2) of the Code of Criminal Procedure.

(Prabhat Kumar Jha, J)

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