

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.21193 of 2019

Arising Out of PS. Case No.-365 Year-2018 Thana- ATRI District- Gaya

Prakash Chaudhary, Son of Lal Mani Chaudhary, Resident of Village- Teusa,
P.S.- Atri, District- Gaya.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sanjeev Kumar, Advocate

For the Opposite Party/s : Mr.Sanjay Kumar Singh, APP

CORAM: HONOURABLE MR. JUSTICE S. KUMAR

ORAL ORDER

2 04-04-2019 Heard learned counsel for the petitioner and learned
counsel for the State.

Petitioner, who is in custody, seeks bail in connection
with Atri P.S. Case No. 365 of 2018 registered for the offence
punishable under Sections 272,273 of the Indian Penal Code and
Section 30(a) (d) of the Bihar Prohibition and Excise Act, 2016.

Allegation is recovery of 5 litres of Mahua liquor
from the house of petitioner.

It has been submitted on behalf of the petitioner that
he has been falsely implicated in this case due to animosity and
he lives outside the village. It has been further submitted that
petitioner was not apprehended on the spot and was surrendered
in the court below.

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/- (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. 365 of 2018, subject to the conditions that:-

(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 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)

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