

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.24832 of 2019

Arising Out of PS. Case No.-307 Year-2018 Thana- AKBARPUR District- Nawada

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Guddu Chaudhary @ Guddu Kumar, Male, aged about 20 Years, Son of
Suresh Chaudhary, Resident of Village Sanokhara, P.S. Akbarpur, District-
Nawada.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Pramod Kumar Verma

For the Opposite Party/s : Mr. Nagendra Prasad

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**CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL**

ORAL ORDER

2 17-04-2019 Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner apprehends his arrest in connection
with Akbarpur P.S. Case no. 307 of 2018, registered under
Section 30(a) of the Bihar Prohibition and Excise Act, 2016.

As per the prosecution case, informant raided on
the bank of Sanokhara river and found brewing of liquor there
and seized 70 litres of country made liquor and apprehended
one Gorelal Chaudhary while others managed to escape. Said
Gorelal Chaudhary disclosed the name of the petitioner as one
of his fleeing accomplices in the occurrence.

It is submitted by learned counsel for the petitioner
that no incriminating article has been recovered from the
conscious physical possession of the petitioner. He has no



concern either with the seized liquor or place of recovery or any trade of liquor. Place of recovery is open place. There is nothing in the record indicating the complicity of the petitioner in the occurrence barring the disclosure made by said Gorelal Chaudhary due to animosity. There is violation of Section 100 Cr.P.C. Petitioner has no criminal antecedent.

Having regard to the facts and circumstances of the case, let the above named petitioner, be released on bail, in the event of his arrest or surrender before the learned Court below within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned A.D.J.-II cum Special Judge, Nawada in connection with Akbarpur P.S. Case No. 307 of 2018, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

(Prakash Chandra Jaiswal, J)

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