

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.35436 of 2019**

Arising Out of PS. Case No.-137 Year-2019 Thana- SUPAUL District- Supaul

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PRAKASH KUMAR CHAUDHARY Son of Ganga Chaudhary Resident of
Village - Parsarma, ward no. 04, P.S.- and Distt - Supaul.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Amar Nath Yadav

For the Opposite Party/s : Mr.Satyendra Narayan Singh

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**CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER**

3 17-08-2019 Petitioner seeks bail in anticipation of his arrest in

connection with Supaul P.S. Case No.137 of 2019,

corresponding to S.T. Excise No. 145 of 2019, registered for the

offence punishable under Section 30(a) of Bihar Prohibition and

Excise Act.

Allegation is of recovery of 54 litres of liquor from
the tempo and petitioner is said to be the owner of the tempo.

Submission of learned counsel for the petitioner is
that he was not present there, rather the tempo was under the
control of the driver and he has falsely been implicated having
no criminal antecedent.

Heard learned APP, who has opposed the prayer for
anticipatory bail of the petitioner on the ground of
maintainability of this application.



In view of above facts and circumstances, let petitioner surrender by 26.8.2019 and pray for regular bail, which shall be considered on its own merit, without being prejudiced by this order and, if possible, to be disposed of on the same day on the basis of submission made above.

This application is, accordingly, disposed of.

(Vinod Kumar Sinha, J)

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