

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.69807 of 2019

Arising Out of PS. Case No.-237 Year-2019 Thana- HUSSAINGANJ District- Siwan

Bachcha Chaudhari Son of Late Ramdeo Chaudhari, resident of - Chhapiya
Buzurg, P.S. - Hussainganj, Dist. - Siwan

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr.Madhuri Lata

For the Opposite Party/s : Mr.Meena Singh

**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA**

ORAL ORDER

2 27-11-2019 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner seeks bail in connection with
Hussainganj P.S. Case No.237 of 2019, registered for the
offence under Section 30(a) of the Bihar Prohibition and Excise
Act.

The accusation is that on receiving secret
information about selling illicit liquor by the petitioner in
village-Chhapiya behind his house near Kabristan beneath a
Pipal tree, the informant along with police personnel reached at
the house of the petitioner and saw that the petitioner was
indulged in selling illicit liquor behind his house near Kabristan
beneath a Pipal tree. On seeing the police party, the petitioner



tried to flee away but he was apprehended on chase. On search, from that place, 14 bottles of 180 ml of Indian Make Foreign liquor were recovered in a bag.

Submission is that from the F.I.R. it appears that the petitioner was apprehended by the police on chase and the he has been made accused, since he was also accused in Hussainganj P.S. Case No.297 of 2018 registered for the offence under Section 30(a) of the Bihar Prohibition and Excise Act and due to that reason, the petitioner has been remanded in the present case falsely. The petitioner is in custody since 20.08.2019 in the present case.

Having considered the facts and circumstances of the case, let the petitioner, above named, 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 Addl. District & Sessions Judge-cum- Special Judge (Excise Act), Siwan in connection with Hussainganj P.S. Case No.237 of 2019.

(Rajendra Kumar Mishra, J.)

nawalkrs/-

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