

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.72731 of 2019

Arising Out of PS. Case No.-189 Year-2019 Thana- UJIYARPUR District- Samastipur

SAJNIKANT CHOUDHARY @ SAJNI KANT CHAUDHARY, an adult male, aged about 26 years, S/o Tripti Narayan Choudhary @ Tripti Narayan Chaudhary @ Tripti Narayan Choudhary @ Vikas Choudhary R/o village-Ramchandrapur Andhail, P.S.- Ujiyarpur, District- Samastipur (Bihar)

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr.Saket Tiwary

For the Opposite Party/s : Mr.Pushpa Sinha

CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER

2 18-12-2019 Heard learned counsel for the petitioner and learned Additional Public Prosecutor for the State.

The petitioner is seeking anticipatory bail in connection with Ujiyarpur P.S. Case No. 189/2019 registered under Sections 30(a) of the Bihar Prohibition & Excise Act, 2016.

Learned counsel for the petitioner submits that petitioner has been falsely implicated in this case as nothing has been recovered from the possession of this petitioner, however petitioner has got clean antecedent.

Learned A.P.P. for the State has opposed the prayer for anticipatory bail of the petitioner.

Considering the facts and circumstances of the case wherein no recovery of illicit liquor is said to have been taken place from the possession of the petitioner and his house and further that the petitioner has no criminal



antecedent, in the event of his arrest/surrender before the court below within a period of four weeks, let the above-named petitioner be enlarged on bail furnishing bail bond of Rs. 15,000/- (Rupees Fifteen Thousand only) with two sureties of the like amount each to the satisfaction of learned 2nd Additional Sessions Judge – cum – Special Judge, Excise, Samastipur, in connection with Ujiyarpur P.S. Case No. 189/2019, subject to condition as laid down under Section 438(2) of the Cr.P.C. i.e.

(i) a condition that the person shall make himself available for interrogation by a police officer as and when required;

(ii) a condition that the person shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer;

(iii) a condition that the person shall not leave India without the previous permission of the Court.

(Rajeev Ranjan Prasad, J)

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