

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.73755 of 2019

Arising Out of PS. Case No.-229 Year-2019 Thana- RIGA District- Sitamarhi

SHYAMU CHAUDHARY @ SHYAMU BABU CHAUDHARY, aged about 32 years, Male, Son of Rudal Chaudhary @ Gudar Chaudhary Resident of Village-Mirchai Patti, P.S.-Sitamarhi, District-Sitamarhi.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s	:	Mr.Alok Kumar Alok, Advocate Mr. Santosh Kumar, Advocate
For the Opposite Party/s	:	Mr.Md. Fahimuddin, A.P.P.

CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER

2 25-11-2019 Heard learned counsel for the petitioner and learned Additional Public Prosecutor for the State.

The petitioner is seeking anticipatory bail in connection with Riga P.S. Case No. 229/2019 registered under Sections 30(a) of Bihar Prohibition and Excise Act, 2018.

Learned counsel for the petitioner submits that nothing incriminating has been found from his house, his name has transpired in the confessional statement of the co-accused. Learned counsel submits that the seized motorcycle does not belongs to the petitioner and also that he has no criminal 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 it is the submission of the petitioner that nothing incriminating has been found from his house, his name has transpired in the confessional statement of the co-accused, save and except that there is no prima-facie material to connect him in the present case, let the above-named petitioner, in the event of his arrest/surrender before the court below within a period of four weeks, 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 A.D.J. - II – cum – Special Judge, Excise Act, Sitamarhi, in connection with Riga P.S. Case No. 229 of 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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