

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.78722 of 2019

Arising Out of PS. Case No.-174 Year-2019 Thana- GOPALPUR District- Patna

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Dani Chaudhari, aged about 50 years, Sex-Male, Son of Late Chalitra Chaudhary Resident of Village - Kabirpur, P.S.- Shekhpur, Distt.- Shekhpura and at Present resident of Mohalla- Hanumannagar, P.S.- Patarkar Nagar, Distt.- Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Yugal Kishore

For the Opposite Party/s : Mr.Pushpa Sinha.1

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CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY
ORAL ORDER

2 04-12-2019 Heard learned counsel for the petitioner and learned
counsel for the State.

In this case, the petitioner is seeking bail in connection with Gopalpur P.S. Case No. 174 of 2019 registered for offences under sections 30(a) of the Bihar Prohibition and Excise Act, 2016.

As per allegation made in the First Information Report, on receipt of secret information, the police raided at the place of occurrence and recovered 30 liter country made liquor from Dalda box.

The petitioner is in custody since 25.6.2019.

Looking to quantity of liquor recovered as also the period of custody, let the petitioner, above named, be released



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 Special Judge, Excise, Patna in connection with Gopalpur P.S. Case No. 174 of 2019, subject to the condition that (i) one of the bailors shall be a close relative of the petitioner (ii) if the petitioner is found involved in future in similar type of case, the prosecution will be at liberty to make prayer for cancellation of his bail and the court below will pass necessary order, including cancellation of bail and (iii) the petitioner would cooperate the proceeding of the court below. In event of failure to appear on two consecutive dates, the court below will be at liberty to pass the order, including cancellation of bail bonds and (iv) the petitioner will report to the Gopalpur police station by 7th of every month for at least six months and in case of failure without any valid rhyme or reason, the bail of the petitioner will be treated to have been canceled.

(Shivaji Pandey, J)

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