

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.2280 of 2020

Arising Out of PS. Case No.-188 Year-2018 Thana- BALIYA District- Begusarai

CHANDAN CHOUDHRY @ CHANDAN KUMAR CHOUDHRY Son of
Late Harinandan Choudhry Resident of Village-Godhana, Police Station-
Bachhwara, District-Begusarai.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Bipin Kumar

For the Opposite Party/s : Mr.Md. Iftekhar Mahmood

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 16-01-2020 Heard the learned counsel for the petitioner and the
learned A.P.P. for the State.

This is an application for grant of anticipatory bail
in connection with Ballia PS case no. 188 of 2018 registered for
the offences punishable under Sections 30 (a), 32/41(1) of Bihar
Prohibition and Excise Act, 2016.

The allegation is regarding recovery of 1649 liters
of illicit liquor from an open field situated in village-Mohanpur.

The learned counsel for the petitioner submits
that the petitioner has been falsely implicated in the present
case. It is further submitted that the petitioner is not named in
the F.I.R. and his name has transpired in the present case
subsequently upon an investigation having been made by the



police. It is further submitted that though the petitioner is accused in one other case but he is on bail in the said case.

Having regard to the facts and circumstances of the case, considering the submissions of the learned counsel for the petitioner coupled with the fact that the illicit liquor has not been recovered either from the conscious possession of the petitioner or from his house, I deem it fit and appropriate to admit the petitioner to the privilege of anticipatory bail. Accordingly, the abovenamed petitioner, in the event of his arrest or surrender before the court below within a period of six weeks from the date of receipt/ production of a copy of this order, is directed to be released on anticipatory bail on furnishing bail bond of Rs. 10,000/- (Rs. Ten thousand) with two sureties of the like amount each to the satisfaction of learned Addl. Sessions Judge-IIInd-cum-Special Judge, Excise, Begusarai in connection with Ballia PS case no. 188 of 2018 subject to the conditions as laid down under Section 438(2) of Code of Criminal Procedure.

(Mohit Kumar Shah, J)

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