

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.19309 of 2020

Arising Out of PS. Case No.-877 Year-2019 Thana- FATUA District- Patna

DARSHAN CHAUDHARY, son of late Shankar Chaudhary, resident of village – Abdalpur, P.S. Fatuha, Distt.- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Anil Kumar Singh

For the Opposite Party/s : Mr.Md. Shakir Ahmad

CORAM: HONOURABLE MR. JUSTICE S. KUMAR

ORAL ORDER

(The proceedings of the Court are being conducted through Video Conferencing and the Advocates joined the proceedings through Video Conferencing from their residence.)

2 11-06-2020

Heard learned counsel for the parties.

Petitioner seeks bail in a case registered for the offence punishable under Section 30(a) of the Bihar Prohibition & Excise Act, 2016.

Allegation is recovery of 100 litres country-made liquor from the bank of Punpun river, where petitioner was apprehended on the spot and two other co-accused managed to flee away.

It has been submitted on behalf of the petitioner that petitioner is innocent and has falsely been implicated in this case only on the basis of suspicion. Petitioner has no criminal antecedent and he is in custody since 12.12.2019.



Learned counsel for the petitioner submits that petitioner has voluntarily agreed to donate Rs. 5,000/- in “CHIEF MINISTER RELIEF FUND, BIHAR,” IN THE ACCOUNT NO. 2065104000002257, IFSC CODE-IBKL0002065, BANK-IDBI, BRANCH-KIDWAIPURI, PATNA, within 15 days after his release from prison.

Considering the aforesaid facts and circumstances of the case, let the petitioner named above be released on bail upon furnishing bail bond of Rs. 20,000/- with two sureties of the like amount each to the satisfaction of learned court below where the case is pending in connection with Spl. Case No.11158/2019 arising out of Fatuha P.S. Case No.877 of 2019, with following conditions:-

(1) Bailors should be local having sufficient immovable property within the jurisdiction of the court concerned.

(2) Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the court.

(3) If the petitioner tampers with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioner.

(4) If the petitioner is found involved in similar nature



of offences, after his release on bail the trial court shall take
steps to cancel his bail bond.

(S. Kumar, J)

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