

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.77989 of 2019**

Arising Out of PS. Case No.-319 Year-2019 Thana- BAKHTIARPUR District- Saharsa

DEEPAK KUMAR CHOUDHARI @ DEEPAK CHOUDHARY Son of  
Rajendra Chaudhary @ Natho Chaudhary Resident of Village-Chauk Bazar,  
Sitanabad (South), P.S-Simri Bakhtiyarpur, District-Saharsa.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Indu Shekhar Dwivedi  
For the Opposite Party/s : Mr.Kumar Ranjit Ranjan

**CORAM: HONOURABLE MR. JUSTICE S. KUMAR**  
**ORAL ORDER**

4      22-01-2020                      Heard learned counsel for the petitioner and learned  
counsel for the State.

Petitioner apprehends his arrest in a case registered  
under Section 30(a) of Bihar Prohibition and Excise Act, 2016.

Allegation is recovery of 18 litres of illicit liquor  
from the motorcycle which was being driven by the petitioner  
and was left abandon after accident.

It has been submitted on behalf of the petitioner  
that as a hen was crushed by the motorcycle, villagers  
caught petitioner and tried to assault him, as such, he  
had to flee leaving the motorcycle and thereafter police  
was called and he was framed in this case. It has been  
further submitted that neither illicit liquor was



recovered from the possession of petitioner nor he was apprehended from the spot. Petitioner has no criminal antecedent.

Considering the facts and circumstances of the case, prayer of anticipatory bail is allowed and petitioner named above in the event of arrest or surrender before the court below within four weeks from today, Petitioner is directed to be released on bail on furnishing bail bond of Rs. 20,000/- (Rupees twenty thousand) with two sureties of the like amount each to the satisfaction of learned court below, in connection with Bakhtiyarpur (BKP) P.S. Case No. 319 of 2019, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

**(S. Kumar, J)**

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