

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.86639 of 2019

Arising Out of PS. Case No.-127 Year-2019 Thana- PHULWARIA District- Begusarai

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KRISHNANDAN CHOUDHARY @ KRISHNANDAN CHOUDHARI @
KRISHNA NANDAN CHOUDHARY @ KRISHNA NANDAN
CHOUDHARI Son of Chhote Lal Choudhary @ Chhote Lal Choudhari
Resident of Village - Phulwaria, O1, Ward no. 2, Tara Adda, P.S.- Phulwariya,
Distt - Begusarai.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Sandip Kumar Gautam
For the Opposite Party/s : Mr.Suresh Prasad Singh

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 22-01-2020 This application, for grant of anticipatory bail, arises

out of Phulwaria P.S. Case No. 127 of 2019, disclosing offences

under Section 25 (1-b)a, 26 of the Arms Act and Section 30 (a)

of Bihar Prohibition and Excise Act, 2016.

Allegation as per F.I.R. is that police on secret
information that accused Shivam Kumar is engaged in sell of
liquor, on which, the police raided the house of Shivam Kumar
and recovered 1.5 litres of liquor as well as one country made
pistol and the said Shivam Kumar disclosed the name of
petitioner and one Deepak Choudhary as their associates in sell
of liquor, who happen to be father and brother of said Shivam
Kumar.



Submission of learned counsel for the petitioners that he has no criminal antecedent and has falsely been implicated in this case and he has been made accused in this case only because he happens to be father of co-accused Shivam Kumar on whose confession the name of petitioner transpired and except that there is nothing against the petitioner.

Heard learned A.P.P. also.

Having heard both sides, considering the submission, as above, this application is allowed. Let the petitioner, above named, in the event of his arrest or surrender before the court below within six weeks, be released on bail on furnishing bail bond of Rs. 25,000/- (Rupees Twenty five Thousand) each with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge -II-Begusarai -cum-Special Judge, Excise Act, Begusarai, in connection with Phulwaria P.S. Case No. 127 of 2019, subject to the condition laid down under Section 438 (2) of the Code of Criminal Procedure.

(Vinod Kumar Sinha, J)

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