

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.11836 of 2021

Arising Out of PS. Case No.-239 Year-2020 Thana- GOVERNMENT OFFICIAL COMP.
District- Begusarai

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Manish Kumar Chaudhary Son of Umesh Chaudhary Resident of Village -
Manjhaul Ward No. 4, P.S.- Cheria Bariarpur (Manjhaul O.P.), District -
Begusarai

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Vikram Deo Singh, Adv.

Mr. Pawan Kumar, Adv.

For the Opposite Party/s : Mr. Anil Kumar Singh no.1, APP

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CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

3 16-08-2021 Heard learned counsel for the parties through video
conferencing.

The petitioner has preferred this application for
grant of regular bail in a case registered under section 30(a) of
the Bihar Prohibition and Excise Act, 2016

As per allegations in the F.I.R., a total of 4181.4
litres of IMFL was recovered and the driver, khalasi and
petitioner were taken into custody.

It is submitted by learned counsel for the petitioner
that no incriminating article has been recovered from his
possession. There is a discrepancy in the preparation of the
seizure list. The petitioner was merely a stranger who had taken



lift on the truck. He has no criminal antecedent and is in custody since 30.11.2020. Investigation in the case has concluded.

Heard learned A.P.P. for the State.

Having heard learned counsel for the parties and taking into consideration the contents of the report received from the office of the Superintendent of Police, Begusarai, wherein it is stated that the petitioner has no criminal antecedent together with the petitioner being in custody for over 8 months, the Court directs the petitioner to be enlarged on bail in connection with Complaint Case no.239C2/2020 on furnishing bail bond of Rs.10,000/ (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned 2nd Additional Sessions Judge-cum-Special Judge, Excise Act, Begusarai.

(Partha Sarthy, J)

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