

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.18903 of 2021**

Arising Out of PS. Case No.-80 Year-2018 Thana- TARIYANI CHAPRA PS District-  
Sheohar

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TINKU CHAUDHARY @ MANOJ KUMAR SON OF SOCHAN  
CHAUDHARY @ SATYA NARAYAN CHAUDHARY R/O VILLAGE-  
SONARI, P.S.- BOCHACHAN, DISTRICT- MUZAFFARPUR.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr.Alok Kumar Alok

For the Opposite Party/s : Mr.APP

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**CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR**  
**ORAL ORDER**

2      22-12-2021                      Heard learned counsel for the petitioner and learned  
  
APP for the State.

Learned counsel for the petitioner is expected to  
honour his undertaking to remove the defects as pointed out by  
the office when called upon to do so by the office.

The instant application for anticipatory bail has been  
filed by the petitioner apprehending his arrest in connection  
with Tariyani Chhapra P.S. Case no. 80 of 2018 instituted for the  
offence under Sections 30(a) and 33 of the Bihar Prohibition and  
Excise Act.

The prosecution story relates to recovery of 35 litres  
of country made liquor from a motorcycle bearing Reg. No.  
BR55-5735.

Learned counsel appearing on behalf of the petitioner  
has submitted that petitioner is innocent and has committed no



offence. He has got no criminal antecedent. No incriminating article has been recovered from his conscious or constructive possession. The name of the petitioner has been disclosed in this case by the co-accused, namely, Nitesh Kumar, who was arrested on spot.

Learned APP appearing for the State has opposed the prayer of Bail.

Having heard learned counsel for the parties and in the facts and circumstances of the case as stated above, this Court is inclined to enlarge the petitioner on bail. The petitioner is directed to surrender in the Court below within a period of four weeks from today and in the event of his arrest or surrender in connection with Tariyani Chhapra P.S. Case no. 80 of 2018, he will be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned 1<sup>st</sup> Additional Sessions Judge-cum-Special Judge, Excise Act, Sheohar. subject to the conditions as laid down under section 438(2) of the Cr.P.C.

**(Sunil Kumar Panwar, J)**

sushma/-

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