

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.34792 of 2021

Arising Out of PS. Case No.-135 Year-2021 Thana- SHERGHATI District- Gaya

JAGGU CHAUDHARY Son of - Late Jagdish Chaudhary @ Jagdip
Choudhary Resident of village - Hamzapur, P.S. - Amas, District - Gaya.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Pawan Kumar Singh

For the Opposite Party/s : Mr.Ajay Kumar Jha, APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 14-09-2021 This matter is taken up for consideration through
Video Conferencing.

Heard learned counsel for the petitioner and learned
A.P.P for the State.

The petitioner seeks bail in Sherghati (Dobhi) P.S.
Case No. 135 of 2021, registered for the offence punishable
punishable under Section 30(a), 37(B) of the Bihar Prohibition
and Excise Act, 2016.

120 litres of toddy has been recovered from tempo of
the petitioner.

It is submitted that no recovery has been made from
conscious possession of this petitioner. Petitioner is in custody
since 05.03.2021 having no criminal antecedent, as stated in
para 3 of the petition. Investigation is complete.



Considering the period of custody coupled with the fact that petitioner bears clean antecedent, the petitioner above-named, is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned Additional District and Sessions Judge II-cum-Special Judge Excise Act, Gaya in connection with Sherghati (Dobhi) P.S. Case No. 135 of 2021, subject to following conditions:-

(i) The petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the court and shall remain physically present as directed by the Court and in the event of failure on two consecutive dates without sufficient reasons, his bail bond shall be liable to be cancelled by the court below.

(ii) 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.

(Prabhat Kumar Singh, J)

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