

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.47177 of 2021**

Arising Out of PS. Case No.-107 Year-2021 Thana- KASHICHAK District- Nawada

Sagar Chaudhary @ Sagar Kumar Chaudhary S/O Jagdish Chaudhary @
Dukhan Chaudhary R/O Village-Bauri, P.S-Kashichak, District-Nawada.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Arjun Prasad, Advocate

For the Opposite Party/s : Mr. APP

**CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER**

2 10-12-2021 The present petition has been taken up for consideration through the mode of Video Conferencing in view of the prevailing situation on account of Covid 19 pandemic, requiring social distancing.

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

The petitioner seeks regular bail in connection with Kashichak (Kasichak) P.S. Case No. 107 of 2021 instituted for the offences under Sections 30(a) (d) of the Bihar Prohibition and Excise Act, 2016.

Learned counsel for the petitioner submits that the petitioner is in custody since 27.06.2021, charge-sheet has been submitted in the case and he has got one criminal antecedent as mentioned in paragraph '3' of the bail application.



Learned counsel for the petitioner submits that the allegation is of recovery of 5 liters of country-made liquor from the possession of the petitioner.

Learned counsel for the petitioner submits that the petitioner has been falsely implicated in this case merely because he carries one criminal antecedent under the Excise Act as mentioned in paragraph '3' of the bail application.

Learned A.P.P. for the State vehemently opposes the prayer for regular bail of the petitioner.

Considering the fact that the petitioner is in custody since 27.06.2021 and charge-sheet has been submitted in the case, let the petitioner above named be released on bail on furnishing bail bond of Rs. 5,000/- (Rupees Five Thousand only) with two sureties of the like amount each to the satisfaction of learned Additional District and Sessions Judge-II-cum-Special Judge, Nawada in connection with Kashichak (Kasichak) P.S. Case No. 107 of 2021 subject to the condition as laid down under Section 437 (3) Cr.P.C.

(Satyavrat Verma, J)

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