

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.37432 of 2020**

Arising Out of PS. Case No.-80 Year-2020 Thana- ISHAKCHAK District- Bhagalpur

KARU CHOUDHARY SON OF LATE BHUTKU CHOUDHARY  
RESIDENT OF VILLAGE - ISHAKCHAK, PASI TOLA, P.S. -  
ISHAKCHAK, DISTRICT - BHAGALPUR

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Ranjan Kumar Jha, Advocate

For the Opposite Party/s : Mr. Nawal Kishore Prasad, A.P.P.

**CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA**  
**ORAL ORDER**

2      03-02-2021                      Heard Mr. Ranjan Kumar Jha, learned counsel for  
the petitioner and Mr. Nawal Kishore Prasad, learned Additional  
Public Prosecutor appearing for the State.

Petitioner seeks regular bail in connection with  
Ishakchak P.S. Case No. 80 of 2020 registered for the offences  
punishable under Sections 30(a) and 30(d) of Bihar Prohibition  
and Excise Amendment Act, 2016.

The allegation as per the First Information Report is  
that the Police on the basis of secret information that the  
petitioner along with his son was engaged in illegal trade of  
illicit liquor, proceeded towards the house of co-accused  
Narsingh Singh which was taken on rent by the petitioner and  
recovered a total quantity of 95.700 litres of illicit liquor from



the tempo and e-rikshaw standing near the house of Narsingh Singh. It has further been alleged that on the basis of confession made by the petitioner, the Police recovered a total quantity of 56.750 litres of illicit liquor from the roof of the temple.

Learned counsel for the petitioner submits that the petitioner has got no criminal antecedent and has not committed any offence in the manner alleged and he has falsely been implicated in this case by the Police with ulterior motive. Learned counsel further submits that no illicit liquor has been recovered either from conscious possession of the petitioner or the premises belonging to him and the petitioner is in custody since 8.7.2020.

Having regard to the submissions made by the parties and taking into consideration the materials on record and the fact that the petitioner has got no criminal antecedent and he is in custody since 8.7.2020, I am inclined to grant regular bail to the petitioner.

Accordingly, let the petitioner, above named, be released on regular bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned 2<sup>nd</sup> Additional District & Sessions Judge cum Special Judge, Excise, Bhagalpur, in connection with



Ishakchak P.S. Case No. 80 of 2020.

It is made clear that at the time of furnishing bail bonds all the parties shall follow the guidelines regarding social distancing.

**(Anil Kumar Sinha, J)**

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