

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.1653 of 2021

Arising Out of PS. Case No.-233 Year-2020 Thana- DAUDPUR District- Saran

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RANJIT CHAUDHARY SON OF LATE LAXMAN CHOUDHARY
RESIDENT OF VILLAGE- PARSAGARH, POLICE STATION- EKMA,
DISTRICT- SARAN (CHAPRA)

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Sachida Nand Rai
For the Opposite Party/s : Mr. Kalyan Shankar

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

3 21-06-2021 Heard learned Counsel for the petitioner and learned

Additional Public Prosecutor for the State, through Video

Conferencing.

The petitioner seeks regular bail in connection with
Daudpur Police Station Case No. 223 of 2020, registered for the
offence punishable under Sections 272/273/34 of the Indian
Penal Code and Section 30(a) of the Bihar Prohibition and
Excise Act, 2016.

The allegation, as per the First Information Report, is
that the police intercepted one motorcycle, on which two
persons were riding and recovered 100 litres of illicit country-
made liquor from the same.

Learned Counsel for the petitioner submits that the



petitioner has not committed any offence in the manner alleged and he has falsely been implicated in this case with oblique motive. He next submits that at the time of search and seizure, the procedure prescribed under the provisions of the Bihar Prohibition and Excise Act, 2016 as well as Section 100 of the Code of Criminal Procedure, 1973 have not been followed and referring to the seizure list, he submits that copy of the seizure list has been signed and handed over to the co-accused Vikash Kumar only and not the petitioner. He next submits that the petitioner is in custody since 07.10.2020 and charge sheet has been submitted against the petitioner, as such, there is no likelihood of the petitioner being abscond or tamper with the evidence.

Having heard learned Counsel for the parties and taking into consideration the materials on record and the fact that the petitioner is in custody since 07.10.2020 and charge sheet has been submitted against him, I am inclined to grant regular bail to the petitioner.

This application is, accordingly, allowed.

Let the petitioner, above named, be released on bail, upon furnishing bail bonds of Rs. 20,000/- (twenty thousand) with two sureties of the like amount each to the satisfaction of



learned 2nd Additional Sessions Judge -cum- Special Judge,
Excise, Saran, at Chapra, in connection with Daudpur Police
Station Case No. 233 of 2020.

(Anil Kumar Sinha, J.)

Prabhakar Anand/-

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