

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.4493 of 2021

Arising Out of PS. Case No.-348 Year-2020 Thana- PIRBAHOR District- Patna

Prem Chaudhary Son Of Late Nand Kishore Chaudhary Resident Of Mohalla-
Mussalahpur Hat, Chain Tola, P.S. - Kadam Kuan, District- Patna

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Arun Kumar, Advocate

For the Opposite Party/s : APP

CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

2 22-03-2021 Heard learned counsel for the petitioner and learned
APP for the State through video conferencing.

The petitioner has filed the instant application for grant of regular bail in connection with Special Case no. 5281 of 2020 arising out of Pirbahore P.S. Case no. 348 of 2020 registered under section 30(a) of the Bihar Prohibition and Excise Act, 2016.

As per allegation in the FIR, 58 litres of country liquor is stated to have been recovered from the shop of the petitioner.

It is submitted by learned counsel for the petitioner that the allegation of recovery of Mahua is false and incorrect. The petitioner has a shop and is authorized to sell 'neera'. No incriminating article has been recovered from his shop. He is in



custody since 9.9.2020 i.e. for more than 6 months and charge sheet has been submitted in the case.

Having heard learned counsel for the parties and taking into consideration the submissions made on behalf of the petitioner together with the period in custody, the Court is inclined to enlarge the petitioner on bail. The petitioner is directed to be enlarged on bail in connection with Special Case no. 5281 of 2020 arising out of Pirbahore P.S. Case no. 348/2020 on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Special Judge, Excise, Patna.

(Partha Sarthy, J)

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