

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.6478 of 2021

Arising Out of PS. Case No.-279 Year-2020 Thana- RAMGARHWA District- East
Champaran

=====

Ramesh Chaudhary Aged about 40 years Son Of Vikrama Sahani Resident of
Village - Bhediharwa, P.S.- Ramgarhwa, Distt.- East Champaran.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

=====

Appearance :

For the Petitioner : Mr.Umesh Chandra Verma, Advocate
For the Opposite Party/s : Mr.A.G.

=====

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 15-04-2021

Heard learned counsel for the petitioner and the State.

Petitioner seeks regular bail in a case registered for the
offence punishable under Section 30a of the Bihar Prohibition
and Excise Act.

As per the prosecution case, 355.360 liters of foreign
liquor has been recovered from the house of the petitioner.

Learned counsel appearing for the petitioner submits
that the petitioner is innocent and has falsely been implicated in
this case on the basis of suspicion. No incriminating material
has been recovered from the conscious possession of the
petitioner rather the alleged liquor has been recovered from the
road side situated opposite to the house of the petitioner.
Petitioner is no way concerned with the alleged recovery.



Petitioner has got clean antecedent as stated in paragraph 3 of the bail petition. Petitioner is in custody since 13.10.2020.

Considering the fact that no incriminating material has been recovered from the conscious possession of the petitioner and petitioner has got clean antecedent, let the petitioner, above named, be released 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 Special Judge, Excise Act, Motihari, East Champaran in Ramgarhwa Police Station Case No. 279 of 2020 on the following conditions:-

(1) 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 on his/her absence on two consecutive dates without sufficient reason, his/her bail bond shall be cancelled by the Court below.

(2) If the petitioner tampers with the evidence or the witnesses, in that case the prosecution will be at liberty to move for cancellation of bail.

(Prabhat Kumar Singh, J)

Shashi

U		T	
---	--	---	--

