

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.11456 of 2021

Arising Out of PS. Case No.-190 Year-2020 Thana- NIMCHAKBATHANI District- Gaya

RAHUL CHOUDHARY @ PANKAJ KUMAR Son of Ramashray Chaudhary
Resident of Village- Pathari, P.S.- Atri, District- Gaya.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Vishwa Ranjan Choudhary
For the Opposite Party/s : Mr.APP

CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR
ORAL ORDER

2 21-12-2021 Heard the learned counsel for the petitioner and

the learned APP for the State.

The petitioner seeks bail in anticipation of his

arrest in connection with Neemchak Bathani P.S. Case No.

190 of 2020 instituted for the offences under Section 30(a)

of the Bihar Prohibition and Excise Act, 2016.

5 litres of liquor is said to have been recovered

from the house of the petitioner.

The learned counsel for the petitioner has

submitted that the recovery is from an abandoned house

which was used by him long time ago. Presently, the

petitioner has been residing in a house which is about 25



kilometers away from the place of raid. Nobody has been residing in the aforesaid house and there is a possibility of that building being used by some miscreants for storing the liquor cannot be ruled out.

The petitioner has clean antecedents.

Regard being had to the afore-stated facts, the petitioner, above named, is directed to be released on bail, in the event of his arrest or surrender before the court below within a period of eight weeks from the date of receipt / production of a copy of this order, on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Court Special Judge Excise, Gaya, in connection with Neemchak Bathani P.S. Case No. 190 of 2020, subject to the condition laid down under Section 438 (2) of the Code of Criminal Procedure.

(Ashutosh Kumar, J)

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