

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.9889 of 2021

Arising Out of PS. Case No.-533 Year-2020 Thana- SHERGHATI District- Gaya

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Jitendra Chaudhary @ Jitendra Chaudhry @ Murari Jitendra Chaudhary Son
Of Nago Chaudhary R/O Village-Lipganj Chatti, PS-Sherghati, District-Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Arvind Kumar Singh, Adv.
For the State : Dr. Ajeet Kumar, APP.

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CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

2 07-06-2021 Heard learned counsel for the petitioner and learned

Additional Public Prosecutor for the State through video

conferencing.

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

As per allegation in the FIR, 150 litres of *toddy* and 5
litres of *mahua* liquor was recovered from the house of the
petitioner.

It is submitted by learned counsel for the petitioner
that no incriminating article has been recovered from the person
or possession of the petitioner. It is further stated that the alleged
place of recovery cannot be stated to be under exclusive lock



and key of the petitioner. The petitioner is in custody since 14.10.2020 and has no criminal antecedent.

The application for bail is opposed by learned Additional Public Prosecutor for the State.

Having heard learned counsel for the parties and taking into consideration the facts and circumstances of the case including the period in custody and the petitioner not having any criminal antecedent, the Court is inclined to enlarge the petitioner on bail. The petitioner is directed to be enlarged on bail in connection with Sherghati P.S. Case no. 533 of 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 Act, Gaya.

(Partha Sarthy, J)

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