

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.5852 of 2022

Arising Out of PS. Case No.-107 Year-2021 Thana- CHAORI District- Bhojpur

=====

KANHAI CHAUDHARY @ KANHAIYA CHAUDHARY Son of Gulab
chaudhary Resident of Village - Andhari, P.S.- Chouri, Distt.- Bhojpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr.Prabhat Kumar Singh

For the Opposite Party/s : Mr.Damodar Prasad Tiwary

=====

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 22-07-2022 Heard learned counsel for the petitioner and learned
APP for the State.

The instant application for anticipatory bail has been
filed by the petitioner apprehending his arrest in connection
with Chouri P.S. Case no. 107 of 2021 instituted for the offence
under Sections 30(a) of the Bihar Prohibition of Excise Act.

Prosecution case relates to recovery of 40 litres of
mahua liquor from the bank of Sone river.

Learned counsel appearing on behalf of the petitioner
has submitted that petitioner is innocent and has committed no
offence. He has got no criminal antecedent. Petitioner has no
concern with the alleged recovery or with the place of
occurrence. Neither the petitioner was arrested nor any
incriminating article has been recovered from his possession.



Learned APP appearing for the State has opposed the prayer of Bail.

Having heard learned counsel for the parties and in the facts and circumstances of the case as stated above, this Court is inclined to enlarge the petitioner on bail. The petitioner is directed to surrender in the Court below within a period of four weeks from today and in the event of his arrest or surrender in connection with Chouri P.S. Case no. 107 of 2021, he will be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned IV Additional District Session Judge Cum Special Judge, Excise Act, Bhojpur Ara subject to the conditions as laid down under section 438(2) of the Cr.P.C.

(Sunil Kumar Panwar, J)

sushma/-

U			
---	--	--	--

