

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.6828 of 2022

Arising Out of PS. Case No.-526 Year-2021 Thana- MASHRAK District- Saran

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JAI PRAKASH CHAUDHARY Son of Dharichan Chaudhary Resident of
Village- Jamsari, P.S.- Uchkagaon, District - Gopalganj.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Ajay Kr Singh No.1
For the Opposite Party/s : Mr. Umanath Mishra

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 07-04-2022 Heard learned counsel for the petitioner and the State.

Petitioner seeks regular bail in a case registered for
the offence punishable under Section 30/30(a)/38/41 of the
Bihar Prohibition & Excise Act.

As per the prosecution case, 314 liters of foreign
liquor has been recovered from a tractor of which this petitioner
was driver.

Learned counsel appearing for the petitioner submits
that petitioner is innocent and has falsely been implicated in the
case. No incriminating article has been recovered from the
conscious possession of the petitioner and he is no way
concerned with the alleged recovery. Petitioner was not aware of
nature of consignment being transported through the vehicle and
he was simply following the instructions of the owner of the



vehicle. Petitioner claims clean antecedent and is in custody since 29.10.2021 and investigation in this case is complete.

Learned counsel appearing for the State opposes the prayer for bail.

Considering the facts of the case and the period of custody of the petitioner, 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 Additional Sessions Judge-II-cum- Special Judge, Excise Act, Saran at Chapra in connection with Masrakh PS case No.526/2021.

(Prabhat Kumar Singh, J)

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