

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.21483 of 2022**

Arising Out of PS. Case No.-53 Year-2022 Thana- NOORSARAI District- Nalanda

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BABLU CHAUHAN Son of Ramvilash Chauhan @ Bilash Chauhan  
Resident of village - Charui Beldari, P.S.- Noorsarai, District - Nalanda

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr.Pramod Kumar Sinha

For the Opposite Party/s : Mr.Khurshid Anwar

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**CORAM: HONOURABLE MR. JUSTICE ALOK KUMAR PANDEY**  
**ORAL ORDER**

2      09-06-2022                      Let the defect(s), as pointed out by the office, be  
  
removed within a period of four weeks from today.

Heard learned counsel for the petitioner and  
  
learned A.P.P. for the State.

The petitioner seeks regular bail in connection with  
  
Noorsarai P.S. Case No. 53 of 2022 registered for the offences  
  
punishable under Sections 272, 273, 34 of the Indian Penal  
  
Code and Section 30(a) (d) of Bihar Prohibition and Excise  
  
Amendment Act, 2016.

As per prosecution case, 85 litre country made  
  
liquor has been recovered near Paeen and petitioner and others  
  
were apprehended on the spot.

Learned counsel for the petitioner submits that  
  
petitioner is in custody since 16.02.2022 and bears no criminal



antecedent. Nothing has been recovered from conscious possession of the petitioner. Charge sheet has been submitted in the case and there is no likelihood of tampering the evidence.

The learned A.P.P. for the State opposes the prayer for bail of the petitioner.

Considering the facts and circumstances of the case as well as period of custody and also taking into consideration the material available on record, let the petitioner above named be released 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 4<sup>th</sup> Additional Sessions Judge cum Exclusive Special Judge (Excise), Nalanda at Bihar Sharif in connection with Noorsarai P.S. Case No. 53 of 2022, subject to following conditions:-

(i) One of the bailor shall be either father or mother or sister or brother or wife or the person who sworn the affidavit in bail application.

(ii) Petitioner will co-operate in trial and will remain present on all dates and absence for two consecutive dates would be a ground for cancellation of bail by the learned Trial court itself.

(iii) 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.

**(Alok Kumar Pandey, J)**

shahzad/-

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