

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.55227 of 2021**

Arising Out of PS. Case No.-429 Year-2021 Thana- BEGUSARAI TOWN District- Begusarai

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SANJAY SINGH Son of Late Ram Awtar Singh @ Late Ram Avtar Singh
Resident of Village- Bagdov, Ward No. 7, P.S.- Nayagaon, District-
Begusarai.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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with

CRIMINAL MISCELLANEOUS No. 7648 of 2022

Arising Out of PS. Case No.-429 Year-2021 Thana- BEGUSARAI TOWN District- Begusarai

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MANOJ CHAUDHARY @ MANOJ KUMAR CHAUDHARY SON OF
LATE JADO CHAUDHARY R/O VILLAGE- SAMAHO BIJURIYA TOLA,
P.S.- SAMHAO, DISTRICT- BEGUSARAI, PRSENTLY R/O VILLAGE-
NAGADAH, P.S.- MUFASSIL, DISTRICT- BEGUSARAI

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

(In CRIMINAL MISCELLANEOUS No. 55227 of 2021)

For the Petitioner/s : Mr. Sandip Kumar Gautam, Advocate

For the Opposite Party/s : Mr. Kumar Ranjit Ranjan, APP

(In CRIMINAL MISCELLANEOUS No. 7648 of 2022)

For the Petitioner/s : Mr. Amarjeet, Advocate

For the Opposite Party/s : Mr. Arun Kumar, APP

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CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

2 05-04-2022 Heard learned counsel for the parties.

The two petitioners in the two applications have
prayed for grant of regular bail in connection with Town P.S.
Case no. 429 of 2021 registered under section 30(a) of the Bihar
Prohibition and Excise Act, 2016.



As per the prosecution case, 134.5 litres of liquor was recovered from the room taken on rent by one Manoj Chaudhary and while the petitioner Sanjay Singh was arrested at spot, it is stated that the other petitioner Manoj Chaudhary managed to escape.

It is submitted by learned counsel appearing for the petitioner Sanjay Singh that no incriminating article has been recovered from his possession. He is in custody since 10.7.2021 and has no criminal antecedent under the Bihar Prohibition and Excise Act, 2016.

On behalf of the petitioner Manoj Chaudhary, it is submitted that neither the petitioner was arrested at the spot nor any incriminating article has been recovered from his possession. He is in custody since 15.12.2021 and has no criminal antecedent.

Heard learned APP for the State.

Having heard learned counsel for the parties and taking into consideration the facts and circumstances of the case, chargesheet having been submitted in the case and none of the petitioners having any antecedent under the Bihar Prohibition and Excise Act, 2016, both the petitioners are directed to be enlarged on bail in connection with Town P.S.



Case no. 429 of 2021 on each of them furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Additional District & Sessions Judge I – cum – Special Judge (Excise), Begusarai.

(Partha Sarthy, J)

Spd/-

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