

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.57649 of 2021

Arising Out of PS. Case No.-52 Year-2021 Thana- CHAKAND District- Gaya

=====

DEEPU CHAUDHARY @ DEEPU KUMAR S/o UMESH CHAUDHARY
R/o VILLAGE-SIMARIYA, P.S-CHAKAND, DISTRICT-GAYA.

... .. Petitioner/s

Versus

THE STATE OF BIHAR BIHAR

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr.Sanjay Kumar Sharma

For the Opposite Party/s : Mr.A.G

=====

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 24-06-2022 Heard learned counsel for the petitioner and the State
through Video Conferencing.

Petitioner apprehends arrest in a case registered for
the offence punishable under Section 30a of the Bihar
Prohibition and Excise Act.

Prosecution's case, in brief, is that 25 litres country
made liquor was recovered from a bag thrown by the accused
persons. Petitioner was identified by the local chowkidar as one
who fled away from the place of recovery.

Learned counsel appearing for the petitioner submits
that the petitioner is innocent and has falsely been implicated in
this case. No incriminating material has been recovered from the
conscious possession of the petitioner. He further submits that
Section 76 (2) of the Bihar Prohibition and Excise Act does not



prohibit the Petitioner from getting the privilege of Anticipatory Bail. Petitioner has got no criminal antecedent.

Considering the facts of the case, in the event of arrest/surrender within six weeks from today, 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 Gaya in Chakand P.S. Case No. 52/2021 (Special Excise No. 519/2021) the subject to the conditions laid down under section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

shashi/-

U		T	
---	--	---	--

