

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.16391 of 2023

Arising Out of PS. Case No.-903 Year-2022 Thana- SITAMARHI District- Sitamarhi

SHYAMBABU CHAUDHARY @ SHAMU CHAUDHARY SON OF
GUDAR CHAUDHARY RESIDENT OF VILLAGE- MIRCHAIPATTI,
CHAUDHARY MOHALLA, WARD NO.9, P.S. AND DISTRICT-
SITAMARHI

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sanjay Kumar, Adv.

For the Opposite Party/s : Mr. Surendra Kumar, A.P.P.

CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

2 05-05-2023 Heard learned counsel for the petitioner and learned
counsel for the State.

Petitioner apprehends arrest in connection with
Sitamarhi P.S. Case No. 903 of 2022 registered for the offences
under Section 30(a) of the Bihar Prohibition and Excise Act.

Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in the
instant case. Further submission is that the alleged recovery has
been made from the jungle area of an open field which belongs
to one Anil Kumar and the petitioner has no concern with the
alleged place. It is also submitted that nothing has been
recovered from the conscious possession of the petitioner.

Considering the facts and circumstances of the case



and the submissions advanced on behalf of the parties, the petitioner, above named is directed to be released on bail, in the event of arrest or surrender before the learned Court below within a period of four weeks from today, on furnishing bail bonds of Rs.10,000/-(ten thousand) each with two sureties of the like amount each to the satisfaction of Special Judge, Exclusive Special Excise Court No.-II, Sitamarhi in connection with Sitamarhi P.S. Case No. 903 of 2022, subject to the conditions as laid down under section 438(2) of the Code of Criminal Procedure.

(Arvind Srivastava, J)

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