

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.37810 of 2023

Arising Out of PS. Case No.-286 Year-2023 Thana- BODHGAYA District- Gaya

Sanjay Chaudhary @ Sanjay Chaudhari, Son Of Pradeep Chaudhary, Village
Beladih, Ps- Bodh Gaya (CHERKI), District- Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sanjeev Kumar, Advocate

For the Opposite Party/s : Mr. Umanath Mishra, APP

**CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH
SINGH**

ORAL ORDER

2 28-06-2023 Learned counsel for the petitioner is permitted to
remove defect (s), as pointed out by the office, if any, within a
period of four weeks on resumption of physical mode.

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

The petitioner has preferred this application for grant
of regular bail in connection with Bodh Gaya (Cherki) P.S. Case
No. 286 of 2023 dated 24.03.2023 registered for the offences
punishable u/s 30 (a) of the Bihar Prohibition and Excise Act.

As per the prosecution case, the petitioner was
apprehended with bicycle from which 20 litres of illicit *mahua*
liquor was recovered.

Learned counsel for the petitioner has submitted that



the petitioner is innocent and has falsely been implicated in this case. He has further submitted that the alleged liquor was recovered from the bicycle which does not belong to the petitioner. Nothing has been recovered from the possession of the petitioner. The petitioner is accused in one criminal case as stated in para 3 of the bail petition. The petitioner is in custody since 24.03.2023.

Learned A.P.P. for the State has vehemently opposed the prayer of bail petition of the petitioner.

Considering the aforesaid facts and circumstances of the case as well as the period of custody, the petitioner above-named, is directed to be enlarged on bail on furnishing bail-bond of Rs.20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Court concerned, Gaya in connection with Bodh Gaya (Cherki) P.S. Case No. 286 of 2023.

The application stands allowed.

(Chandra Prakash Singh, J)

Gautam/-

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