

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.47413 of 2023

Arising Out of PS. Case No.-157 Year-2023 Thana- UDWANTNAGAR District- Bhojpur

Brajesh Chaudhary @ Bijesh Chaudhary son of Shravan Chaudhary Village-
Belaur Ps- Udawantnagar dist- Bhojpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Prabhat Kumar Singh, Advocate

For the Opposite Party/s : Mr. Anant Kumar 1, APP

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 25-07-2023 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in anticipation of his arrest in a case registered for the offences punishable under Sections 30(a) of the Bihar Prohibition and Excise Amendment Act, 2018.

3. The learned counsel for the petitioner submits that the petitioner is a person with clean antecedent and the allegation is of recovery of total 65 litres of country made liquor concealed under the straw found near the house of co-accused Ramji Choudhary and Rahul Choudhary.

4. The learned counsel for the petitioner submits that petitioner was not arrested from the spot, as such, nothing was recovered from his conscious possession and he came to be



implicated on the basis of confessional statement of co-accused Ramji Choudhary and Rahul Choudhary which does not have any evidentiary value. It is next submitted that petitioner is not related with the aforesaid accused persons.

5. Learned A.P.P. opposes the bail application.

6. Considering the submissions made by the learned counsel for the petitioner, the petitioner, above named, in the event of his arrest or surrender before the learned Court below within a period of six weeks, is directed to be released on bail on his furnishing bail-bonds in the sum of Rs. 1,000/-(Rupees One Thousand) with two sureties of the like amount each to the satisfaction of the learned IInd Exclusive Special Excise Court Bhojpur at Ara, in connection with Udawantnagar P.S. Case No 157 of 2023, subject to the conditions laid down under Section 438(2) of the Cr.P.C.

7. The application stands allowed.

(Satyavrat Verma, J)

Sankalp/-

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