

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.52595 of 2023**

Arising Out of PS. Case No.-61 Year-2023 Thana- NTPC KHAIRA District- Aurangabad

Niraj Chaudhary Son Of Late Ghairam Chaudhary @ Jay Ram Chaudhary  
R/O-Ankara, P.S.-NTPC Khaira, Distt.-Aurangabad

... .. Petitioner/s

## Versus

## The State of Bihar

... .. Opposite Party/s

**Appearance :**

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

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

**CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA**

## ORAL ORDER

2      16-08-2023                      1. Heard learned counsel for the petitioner and  
learned A.P.P. for the State.

2. The petitioner apprehends his arrest in a case registered for the offences punishable under Section 30(a) of the Bihar Excise Act.

3. Learned counsel for the petitioner, at the outset, seeks permission to make correction in the father's name of the petitioner.

4. Permission is accorded.

5. Learned counsel for the petitioner submits that the petitioner has antecedent of one case and allegation is of recovery of 6.720 liters of liquor from a sack found in the orchard of Santan Chaudhary.

6. Learned counsel for the petitioner submits that the



petitioner was not arrested from the spot as such nothing was recovered from his conscious possession and he came to be implicated at the instance of villagers, but then the FIR does not disclose the name of the villager who disclosed the name of the petitioner, it is next submitted that even the alleged recovery is from a place which does not belong to the petitioner.

7. Learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioner.

8. 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 trial court within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 5,000/- (Rupees Five Thousand) with two sureties of the like amount each to the satisfaction of the learned trial court where the case is pending/successor court in connection with NTPC Khaira P.S. Case No. 61 of 2023 subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

**(Satyavrat Verma, J)**

Rishabh/-

|   |  |   |  |
|---|--|---|--|
| U |  | T |  |
|---|--|---|--|

