

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.66383 of 2023

Arising Out of PS. Case No.-660 Year-2020 Thana- SUGAULI District- East Champaran

SURESH CHAUDHARY S/O LATE BINDESHWARI CHAUDHARY R/O
VILLAGE- NAUWADIH, WARD NO. 3, PS. SUGAULI, DIST. EAST
CHAMPARAN, MOTIHARI

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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

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

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

2 18-10-2023 Heard Mr. Brajesh Kumar Singh, learned counsel
appearing on behalf of the petitioner and Mr. Sanjay Kumar
Pandey, learned APP for the State.

2. The petitioner seeks pre-arrest bail in connection
with Sugauli P.S. Case No. 660 of 2020 registered for the
offence punishable under Section 30(a) of the Bihar Prohibition
and Excise Act.

3. Allegation is of recovery of 5 litres of country made
liquor from the courtyard of the petitioner.

4. Learned counsel appearing on behalf of the
petitioner submits that the petitioner is innocent and he has
falsely been implicated in the case at the instance of his enemy.
Nothing has been recovered from conscious physical possession



of the petitioner. He has no concern with the seized liquor nor manufacturing or smuggling of the illicit liquor. The place of recovery is a common place which is easily accessible to anyone. He has clean antecedent.

5. Learned APP for the State vehemently opposed the prayer for grant of pre-arrest bail.

6. Considering the nature of allegation made against the petitioner, the petitioner, above named, is directed to be released on pre-arrest bail, in the event of his arrest or surrender before the Court below within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Court No.1, Civil Court, East Champaran, Motihari in connection with Sugauli P.S. Case No. 660 of 2020, subject to the condition as laid down under Section 438(2) of the Cr.P.C.

(Purnendu Singh, J)

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