

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.72344 of 2023

Arising Out of PS. Case No.-317 Year-2023 Thana- RAJPUR District- Buxar

BINAY CHOUHAN SON OF RAMASHANKER CHOUHAN R/O
VILLAGE- KARELA, P.S.- RAJPUR, DISTRICT- BUXAR

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ramakant Yadav

For the Opposite Party/s : Mr.Yogendra Kumar Singh

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 28-11-2023 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for regular bail in a case
instituted for the offence under Section 30(a) of the Bihar
Prohibition and Excise Act.

3. As per prosecution case, there has been recovery of
total 108 liters of illegal country-made liquor from two
motorcycles.

4. It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this case. He has
committed no offence. He submitted that the petitioner has no
concern with the seized liquor. Nothing incriminating article
has been recovered from the conscious possession of the
petitioner. He is languishing in judicial custody since



02.09.2023.

5. The application for bail is opposed by learned APP
for the State.

6. The petitioner is directed to deposit Rs. 10,000/-
(ten thousand) in the account of concerned DLSA.

7. Having heard learned counsel for the parties and
considering the facts and circumstances of the case as well as
period of custody, this court is inclined to enlarge the petitioner
on bail. The above named petitioner is directed to be enlarged
on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand
only) with two sureties of the like amount each to the
satisfaction of the learned Court concerned in connection with
Rajpur P.S. Case No. 317 of 2023.

8. The bail bond of the petitioner shall be accepted by
the learned Court below on showing receipt of deposit of Rs.
10,000/- (ten thousand) by the petitioner in the account of
concerned DLSA.

(Sunil Kumar Panwar, J)

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