

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.75717 of 2023

Arising Out of PS. Case No.-316 Year-2021 Thana- Excise P.S. District- Rohtas

BHIKHAR CHAUDHARY Son of Sri Kanhaiya Chaudhary Resident of
Village - Parsan Tola, Ward No.- 14, P.S.- Nokha, District - Rohtas.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Babu Nandan Prasad

For the Opposite Party/s : Mr.Rana Randhir Singh

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 29-11-2023 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
70 liters of illegal country-made liquor near a *Nala*.

4. It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this case. He has
committed no offence. Petitioner was not apprehended on spot.
He submitted that the petitioner has no concern with the seized
wine in question. He submitted that the name of the petitioner
has come into light on the basis of disclosure by local villagers.
No incriminating article has been recovered from the conscious



possession of the petitioner. Petitioner has got no criminal antecedent as stated in para-3 of the bail petition. He has remanded in this case from another case on 27.06.2023 and since then he is languishing in judicial custody.

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

6. 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 Exclusive Special Judge, Excise Court No. 1, Rohtas at Sasaram in connection with Excise P.S. Case No. 316 of 2021.

(Sunil Kumar Panwar, J)

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