

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.5279 of 2024

Arising Out of PS. Case No.-311 Year-2023 Thana- RAJNAGAR District- Madhubani

Umesh Chaudhary @ Umesh Kumar Chaudhary @ Umesh Kumar Choudhary
Son Of Late Ram Vilash Choudhary R/O-Bhawanipur (ACCORDING To
Adharcard Village-Nijamat), Ward No. 04, P.S.-RAJNAGAR, Distt.-
MADHUBANI

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ratnakar Jha

For the Opposite Party/s : Mr.Suresh Prasad Singh

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

- 2 15-02-2024 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 Sections 272, 273
and 34 of the IPC and Section 30(a) of the Bihar Excise Act.
3. Learned counsel for the petitioner submits that the
petitioner is a person with clean antecedent and allegation is of
recovery of 5483.880 litres of liquor from a truck. Learned
counsel next 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 by the *Chowkidar* with
whom he is on an inimical term. It is also submitted that it
appears that the Chowkidar, with a view to save the real culprit,



falsely implicated the petitioner, who admittedly is a person with clean antecedent and is neither the owner nor the driver of the truck.

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

5. 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. 500/- (Rupees Five Hundred) 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 Rajnagar P.S. Case No. 311 of 2023 subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

(Satyavrat Verma, J)

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