

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.21025 of 2024

Arising Out of PS. Case No.-179 Year-2018 Thana- SULTANGANJ District- Patna

Pappu Chaudhary S/o Late Bahadur Chaudhary @ Lalbabu Chaudhary R/o
vill - Jarua Kala Nawada, P.S. - Ganga Bridge, Distt. - Vaishali

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Jay Ram Prasad

For the Opposite Party/s : Mr.Madan Kumar

**CORAM: HONOURABLE MR. JUSTICE RAMESH CHAND
MALVIYA**

ORAL ORDER

2 19-03-2024 Heard learned counsel for the petitioner and

learned APP for the State.

2. The petitioner is in custody in connection
with Sultanganj P.S Case No. 179 of 2018 registered for
the offences punishable under Sections 30(a) / 38 (I)41
(I) of Bihar Prohibition and Excise Amendment Act.

3. As per prosecution case, total 810 litre illicit
liquor was recovered from a tempo.

4. Learned counsel for the petitioner submits
that petitioner has falsely been implicated in this case. It
is further submitted that no incriminating article has
been recovered from the conscious possession of the



petitioner. On perusal of seizure list there is no independent witness. Petitioner has got no criminal antecedent as stated in para 3 of the bail petition. It next submitted that one of the co-accused has been already granted bail by the Co-ordinate Bench of this Court *vide* order dated 04.10.2018 passed in Cr. Misc. No. 51588 of 2018. It is also submitted that petitioner is in judicial custody since 17.12.2023.

5. However, learned APP for the State oppose the prayer for regular bail of the petitioner.

6. On perusal of the FIR, impugned order and period of custody and also considering the aforesaid facts and circumstances of the case and submissions made on behalf of the petitioner, let the above named petitioner be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge Excise, Patna City in connection with Sultanganj P.S Case No. 179 of 2018, subject to following conditions:



(1.) Bailors should be local having sufficient immovable property within the jurisdiction of the court concerned.

(2.) Petitioner shall co-operate in the trial and shall be present on each and every date fixed by the Court and his absence on two consecutive dates without proper and reasonable reason will be sufficient to cancel his bail bonds.

(3.) If the petitioner tampers with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioner.

(Ramesh Chand Malviya, J)

Mayank/-

U		T	
---	--	---	--

