

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.28046 of 2024

Arising Out of PS. Case No.-21 Year-2024 Thana- KOILWAR District- Bhojpur

Narendra Choudhary @ Narendra S/O Soji Ram Jat @ Soji Ram R/O Village-
Kajipura, P.S- Sambhar Lek, Distt.- Jaipur, Rajasthan- 303604.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Hemant Kumar Karan, Adv.

For the Opposite Party/s : Mr. Gulnar Begum, APP

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

ORAL ORDER

2 15-04-2024 Heard learned counsel for the petitioner and

learned APP for the State.

2. The petitioner is in custody in connection
with Koilwar P.S Case No. 21 of 2024 registered for the
offences punishable under Sections 419, 420, 467, 468
of the I.P.C and 30(a) of Bihar Prohibition and Excise
Amendment Act 2022.

3. As per prosecution case, total 1873.8 litre
illicit liquor was recovered from the truck.

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 is also submitted that petitioner is in judicial custody since 10.01.2024.

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 *after framing of the charge* on furnishing bail bonds of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Judge Excise, Excise Court No. II, Bhojpur, Ara in connection with Koilwar P.S Case No. 21 of 2024.

7. The trial court is directed to conclude the proceeding of framing of charge according to law within



a period of 15 days from the date of receipt of a copy of this order. However, it is made clear that *if the charge-sheet has not been submitted* then the petitioner shall be released on bail on the above conditions and he shall be present physically on each and every date before the trial court till conclusion of the proceeding of framing of charge. Further, Petitioner shall co-operate in the trial and shall be present on each and every date fixed by the trial Court and his absence on two consecutive dates without proper and reasonable reason will be sufficient to cancel his bail bonds and also one of the bailors shall be the close relative of the petitioner and petitioner shall file an affidavit with regard to the relationship between them.

(Ramesh Chand Malviya, J)

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