

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.29981 of 2024

Arising Out of PS. Case No.-57 Year-2024 Thana- CHAPRA TOWN District- Saran

Ajay Chaudhary, Aged about 28 years, Male, S/o Fulena Chaudhry, R/o vill -
Karinga, P.S. - Chapra Mufassil, Distt. - Saran at Chapra

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Vijay Kumar, Advocate
For the Opposite Party/s : Mr.Satyendra Prasad, APP

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

ORAL ORDER

2 18-04-2024 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner seeks bail in connection with Chapra
Town P.S. Case No. 57 of 2024 instituted for the offences punishable
under Section 30(a) of Bihar Prohibition and Excise Act.

3. As per the prosecution case, petitioner was apprehended
on the spot with a Maruti Car X-Perso and from the said car bearing
registration no. BR-01FX-6234, total 160 liters of illicit country
made liquor was recovered.

4. Learned counsel for the petitioner submits that
petitioner is innocent and has committed no offence. He has falsely
been implicated in this case. He has no concern with the alleged
recovered liquor. Nothing incriminating article has been recovered
from his conscious possession. Both the seizure list witnesses are



police personnel which is complete violation of Section 100 of Cr.P.C. Petitioner is languishing in judicial custody since 06.02.2024.

5. Learned APP for the State has vehemently opposed the prayer for bail.

6. Considering the facts and circumstances of the case and submissions made on behalf of the petitioner as well as period of custody of the petitioner, let the above named petitioner be released on bail *after framing of charge* on furnishing bail bonds of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned 1st Special Judge, Excise, Saran at Chapra in connection with Chapra Town P.S. Case No.57 of 2024.

7. The trial Court is directed to conclude the proceeding of framing of charge according to law within a period of 15 (fifteen) 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 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.

(Ramesh Chand Malviya, J)

lata/-

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

