

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.32200 of 2024

Arising Out of PS. Case No.-17 Year-2024 Thana- Excise P.S. District- Rohtas

Sri Ram Chaudhary Son Of Late Shivpujan Chaudhary Resident Of Village
-Hariharganj, Ward No. 14, P.S. - Nasariganj, District Rohtas At Sasaram

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Chhote Lal Mishra, Advocate
For the Opposite Party/s : Mr. Shyam Bihari Singh, APP

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

2 29-04-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in Bikramganj P.S. Case
No. 17 of 2024, instituted for the offences punishable under
Sections 30(a) and 62 of the Bihar Prohibition and Excise Act.

3. The prosecution case, in short, is that, 250 liters
liquor was recovered from *Dalan* of the petitioner. The
petitioner was apprehended on spot.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in the
present case. No incriminating material has been recovered from
the conscious possession of the petitioner. The petitioner has got
no concern with the alleged recovery of liquor. It is further



submitted that the said *Dalan* is a joint property where other family members also reside. The petitioner is in custody since 11.02.2024 and has got two criminal antecedents as per Paragraph 3 of the Supplementary Affidavit. There is no compliance of Section 100 of Cr.P.C.

5. Learned APP for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the aforesaid facts and circumstances of the case and the period of custody undergone by the petitioner, this Court is inclined to grant bail to the petitioner.

7. Let the petitioner be released on bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Bikramganj P.S. Case No. 17 of 2024.

(Rudra Prakash Mishra, J)

Rajorshi/-

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

