

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.31080 of 2024

Arising Out of PS. Case No.-73 Year-2024 Thana- HARSIDHI District- East Champaran

Sanjay Kumar Chaudhary S/o Ramdyal Chaudhary @ Ramdyal Chaudhari
R/o vill - Govindapur, P.S. - Harsidhi, Distt. - East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Abhishek Kumar with Mr. Hemant Ray, Advocates
For the Opposite Party/s	:	Mr. Sanjay Kumar Sharma, APP

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

ORAL ORDER

2 23-04-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with Harsidhi
P.S. Case No. 73 of 2024 instituted for the offences punishable
under Section 30(a) of the Bihar Prohibition and Excise Act.

3. As per prosecution case, there has been recovery of
10 liters of illegal country-made liquor and 750 ml of foreign
liquor from the shop of the petitioner.

4. Learned counsel for the petitioner submitted that the
petitioner has falsely been implicated in the present case.
Petitioner has no concern with the alleged recovery of liquor.
No incriminating article has been recovered from the conscious
possession of the petitioner. The provision of Section 100 of the



Cr.P.C. has not been followed in this case. On the basis of suspicion, petitioner has been implicated in the present case. The petitioner is in custody since 17.02.2024 and has one criminal antecedent.

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 as well as 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/- (Ten thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Harsidhi P.S. Case No. 73 of 2024.

(Rudra Prakash Mishra, J)

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