

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.42003 of 2024**

Arising Out of PS. Case No.-67 Year-2024 Thana- NARDIGANJ District- Nawada

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KRISHNA CHAUHAN @ KRISHNDEV CHAUHAN SON OF CHUNNI
CHAUHAN RESIDENT OF VILLAGE - SIRPATIYIA, POLICE STATION -
NARDIGANJ, DISTRICT - NAWADA

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner : Mr. Birendra Kumar, Advocate
For the State : Mr. Umeshanand Pandit, APP

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**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER**

2 18-07-2024 Heard Mr. Birendra Kumar, learned counsel appearing

on behalf of the petitioner and Mr. Umeshanand Pandit, learned

APP appearing for the State.

2. The petitioner apprehends his arrest in a case
registered for the offence punishable under Section 30(a)(d) of
the Bihar Prohibition and Excise Act.

3. As per prosecution case, 30 litres country made
liquor, 400 litres *mahua* and equipment were recovered from a
bush situated at the bank of river Panchane.

4. It is submitted by learned counsel appearing on
behalf of the petitioner that no incriminating article has been
recovered from the conscious possession of this petitioner and
he has been made an accused in this case merely on suspicion.



The alleged illicit liquor has been recovered from an open place.
Petitioner claims clean antecedents.

5. Learned A.P.P. for the State has opposed the prayer
for grant of anticipatory bail to the petitioner.

6. Considering the aforesaid facts and circumstances,
the prayer for grant of anticipatory bail to the petitioner is
allowed.

7. Accordingly, in the event of arrest/surrender within
a period of six weeks from today, let the above named petitioner
be enlarged on bail on furnishing bail-bond of Rs. 10,000/- (ten
thousand) with two sureties of the like amount each to the
satisfaction of learned Exclusive Special Excise Judge-IInd,
Nawada, in connection with Nardiganj P.S. Case No. 67 of
2024, subject to condition as laid down under Section 438(2) of
the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

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