

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.61398 of 2024

Arising Out of PS. Case No.-77 Year-2024 Thana- KUNDWACHAINPUR District- East
Champaran

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Santosh Chaudhary @ Santosh Kumar Son of Shankar Chaudhary Resident of
Village - Bhawanipur, Police Station - Kundawa Chainpur, District - East
Champaran

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Pushpendra Kumar Singh, Adv.

Ms. Divya Bharti, Adv.

For the Opposite Party/s : Mr. Pradeep Narain Kumar, APP

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**CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH
SINGH**

ORAL ORDER

2 28-08-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner has preferred this application for grant
of regular bail in connection with Kundava Chainpur P.S. Case No.
77 of 2024 dated 03.06.2024 registered for the offences punishable
u/ss 30(a), 32 and 42(1) of the Bihar Prohibition and Excise
Amendment Act.

3. As per the prosecution case, total 780 litres of illicit
Nepali Saufi was recovered from the two motorcycles.

4. Learned counsel for the petitioner has submitted that
the petitioner is innocent and has falsely been implicated in this
case. The petitioner is not the owner of the seized motorcycles.



The name of the petitioner was disclosed by the local person. The recovery was made from an open place that is accessible to anyone. Nothing has been recovered from the conscious possession of the petitioner. The petitioner has no concern with the alleged recovery. The petitioner has one criminal antecedent as stated in para 3 of the bail petition. The petitioner is in custody since 04.06.2024.

5. Learned A.P.P. for the State has vehemently opposed the bail petition of the petitioner.

6. Considering the aforesaid facts and circumstances of the case as well as the period of custody, the petitioner above-named, is directed to be enlarged on bail on furnishing bail-bond of Rs.20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Court concerned, East Champaran in connection with Kundava Chainpur P.S. Case No. 77 of 2024.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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