

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.73626 of 2024

Arising Out of PS. Case No.-96 Year-2024 Thana- KUNDWACHAINPUR District- East
Champaran

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Raushan Kumar Son of Sundeshwar Chaudhary R/o village -Amawa tola
ward no 4 , ps - kundwachainpur , District - East Champaran

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Prateek Tandon, Adv.
For the Opposite Party/s : Mr.Sucheta Yadav, APP

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

ORAL ORDER

2 18-10-2024 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 Kundwachainpur P.S.
Case No. 96 of 2024 dated 09.07.2024 registered for the
offences punishable u/s 30(a) of the Bihar Prohibition and
Excise Act and Section 317(5) of the B.N.S.

3. As per the prosecution case, total 1602 litres of
illicit Nepali liquor was recovered from the two motorcycles
and one Bolero vehicle.

4. Learned counsel for the petitioner has submitted
that the petitioner is innocent and has falsely been implicated in
this case. The name of the petitioner has sprung up in the



confessional statement of the co-accused, Sakib Ali. The petitioner is not the owner of the said vehicles and he has no concern with the alleged recovery. Nothing has been recovered from the conscious possession of the petitioner. The co-accused person has already been granted regular bail by this court vide order dated 10.09.2024 passed in Cr. Misc. No. 64661 of 2024. The petitioner has one criminal antecedent as stated in para 3 of the bail petition. The petitioner is in custody since 20.08.2024.

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, Motihari in connection with Kundwachainpur P.S. Case No. 96 of 2024.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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