

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40279 of 2025**

Arising Out of PS. Case No.-42 Year-2019 Thana- MAGADH MEDICAL COLLEGE
District- Gaya

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Ashok Chaudhary Son of Late Ramfal Chaudhary Resident of village -
Vinowa Nagar, P.S.- Magadh Medical, District - Gaya.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Anil Kumar Saxena, Advocate
For the Opposite Party/s : Mr. Md. Anzarul Haque Sahara, APP

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

ORAL ORDER

2 25-06-2025 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 Magadh Medical P.S. Case No. 42 of 2019 dated 13.02.2019 registered for the offences punishable u/s 30(a), (d) of the Bihar Prohibition and Excise Act.

3. As per the prosecution case, 10 litres of country-made liquor was recovered from the house of the petitioner. Also, 120 litres of raw soaked mahua flower was recovered from petitioner's house which was destroyed.

4. Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in



this case. It is also submitted that the said recovery has been made from the house of the petitioner, which is a joint family property. The petitioner has no concern with the alleged recovery. Nothing has been recovered from the conscious possession of the petitioner. The petitioner has three criminal antecedent, where he is on bail in all those cases, as stated in para 3 of the bail petition. The petitioner is in custody since 05.04.2025.

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, Gaya in connection with Magadh Medical P.S. Case No. 42 of 2019.

7. The application stands allowed.

(Chandra Prakash Singh, J)

Sudhanshu/-

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