

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.12219 of 2022**

Arising Out of PS. Case No.-21 Year-2022 Thana- GOVERNMENT OFFICIAL COMP.
District- Nawada

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ARUN CHAUDHARY Son of Bihari Chaudhary, R/o Village - Bijaypur, P.S.
- Pakribarawan, District – Nawada. Petitioner

Versus

The State of Bihar Opposite Party

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Appearance :

For the Petitioner/s : Mr. Pramod Kumar Verma, Advocate
For the Opposite Party/s : Ms. Anita Kumari Singh, APP.

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CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 30-06-2022 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner seeks regular bail in connection with G.
O. No. 21 of 2022 lodged under Section 30(a) (c) of Bihar
Prohibition and Excise Act.

It has been alleged in the F.I.R. that total 30 litres
country made liquor along with 450 kg. Jawa Mahua were
recovered from the open place behind the back of the
petitioner's house.

Learned counsel for the petitioner submits that
nothing was recovered from the conscious possession of the
petitioner and he was named in this case only due to the reason
that from the place of recovery, the house of petitioner is very
near. He further submits that petitioner is in custody since
09.01.2022, charge sheet has already been filed in this case and
petitioner has clean antecedent.

Learned A.P.P. opposes the prayer for bail.

In the present facts and circumstances of the case that the charge sheet has already been filed in this case and petitioner is in custody since 09.01.2022 having clean antecedent, let the petitioner above named, be granted bail on furnishing bail bonds of Rs.30,000/- (Thirty Thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Excise Court-2, Nawada in connection with G. O. No. 21 of 2022, subject to the following conditions:-

(i) The petitioner shall cooperate in the disposal of trial and make himself available as and when required by the court.

(ii) At the time of furnishing bail bond, the petitioner shall file an affidavit to the effect that he shall not indulge himself in future in the similar type of offence. If it is found so, the prosecution will have liberty to file an application before the court below for cancellation of the bail of the petitioner and the learned court below will take decision in accordance with law.

Accordingly, the bail application stands disposed of.

(Dr. Anshuman, J.)

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