

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.51030 of 2016

Arising Out of PS.Case No. -225 Year- 2016 Thana -KOTWALI District- MUNGER

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Sanjiv Kumar Son of Satish Prasad Resident of Mohalla- Basudeopur,
Dominia Toli, P.S.- Kotwali, District - Munger.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Arun Kumar Arun, Advocate

For the Opposite Party/s : Mrs. Pushpa Sinha, A.P.P.

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CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

2 28-11-2016 Heard learned counsel for the petitioner and the

learned A.P.P. for the State.

Petitioner is languishing in judicial custody since
28.08.2016 in connection with (Munger) Kotwali P.S. Case No.
225 of 2016 registered for the offence punishable under Section 47
of the Bihar Excise (Amendment) Act.

The prosecution case, as lodged by the police, is that
during raid they apprehended the petitioner and from water tank
situated behind the house seized about 40.500 litres of foreign
liquor kept in bottles. On interrogation, petitioner stated that these
articles belong to one Shambhu Sah and is paid Rs. 200/- per day
to be kept in safe place.

It has been submitted by the learned counsel for the

petitioner that he has got no criminal history and that nothing has been recovered from his conscious possession. He further submits that charge-sheet has already been submitted, hence, there is no chance of tampering with the prosecution evidence.

However, learned A.P.P. for the State submits that the petitioner is named in the First Information Report, hence, opposes the prayer for bail.

Be that as it may, considering the facts and circumstances and that charge-sheet has already been submitted as also that the petitioner's liberty on bail would not affect his trial, let the petitioner, above named, be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Munger in connection with (Munger) Kotwali P.S. Case No. 225 of 2016.

(Nilu Agrawal, J.)

Arjun/-

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