

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.28073 of 2018

Arising Out of PS. Case No.-43 Year-2018 Thana- BUXAR INDUSTRIAL District- Buxar

Santosh Singh S/o Late Parash Nath Singh, R/o Vill.- Majharia, P.S.- Buxar
(Ind), District- Buxar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Bachan Jee Ojha

For the Opposite Party/s : Mr. Harendra Prasad

CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

2 11-05-2018 Heard learned counsel for the petitioner and learned
APP for the State.

Petitioner seeks bail in connection with Buxar (Ind)
P.S. Case No. 43 of 2018 for offences punishable under Sections
272, 273, 34 of the Indian Penal Code and Section 30(a) of the
Bihar Prohibition and Excise Act, 2016.

The prosecution case, as lodged by the police
personnel, is that the straw hut of the petitioner and one other
co-accused Subodh Yadav was searched and from beneath the
straw 33.48 litres of illicit liquor was recovered, and,
accordingly, a seizure-list was prepared.

It has been submitted by the learned counsel for the
petitioner that he is innocent, bears no criminal history, the
straw hut belongs to the co-accused Subodh Yadav and he lives



15 kilometers away. He submits that nothing has been recovered from his conscious possession and he is languishing in judicial custody since 03.04.2018.

However, learned APP for the State opposes the prayer for bail.

Considering the facts and circumstances and the materials on record, let petitioner, above named, be enlarged on bail on furnishing bail bond of Rs.10,000/-(Ten Thousand) with two sureties of the like amount each to the satisfaction of learned A.D.J.-IInd cum Special Judge (Excise), Buxar, in connection with Buxar (Ind) P.S. Case No. 43 of 2018.

(Nilu Agrawal, J)

Rajesh/-

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