

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.3535 of 2018

Arising Out of PS.Case No. -303 Year- 2017 Thana -DALSINGHSARAI District- SAMASTIPUR

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Suraj Kumar Sah, son of Dhurb Prasad Sah @ Dhrup Sah, resident of
Village- Mangal Sah Chowk, Dalsingsarai, P.S.- Dalsingsarai, District-
Samastipur.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Saket Tiwary

For the Opposite Party/s : Mr. Sri Anil Kumar Singh 1

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CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR
ORAL ORDER

2 30-01-2018 Heard learned Counsel for the petitioner and the State.

Petitioner, already in custody, seeks bail in Dalsinghsarai PS
Case No. 303 of 2017 registered under Sections 30(a), 38(1)(2),
41(1) of the Bihar Prohibition and Excise Act.

The allegation against the petitioner in brief is that foreign
liquor loaded on he truck was being unloaded on the pick-up van.

Learned Counsel for the petitioner submits there is no
recovery from the conscious possession of the petitioner, only
allegation is that foreign liquor was being unloaded and he was
present there but the petitioner is not the owner of the pick-up van,
maruti car or the truck. Similarly situated another co-accused Amar
Nath Sah was admitted to bail earlier by a coordinate Bench of this
Court. The petitioner has no criminal antecedent, charge-sheet has
been submitted in this case and the petitioner is in custody since
25.9.2017.

Having considered the said facts and circumstances, the
petitioner, namely, Suraj Kumar Sah is directed to be released on
bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two



sureties of the like amount each to the satisfaction of Additional Sessions Judge II –cum- Special Judge (Excise) Samastipur in connection with Dalsingsarai PS Case No. 303 of 2017.

(Arun Kumar, J.)

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