

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.81791 of 2019

Arising Out of PS. Case No.-252 Year-2019 Thana- GAYA RAIL P.S. District- Gaya

SANTOSH RAM Son of Krishna Ram Resident of Village - Manpur Ahra,
Ward No.48, P.S.- Buniadganj, Distt.- Gaya.

... .. Petitioner/s

Versus

THE STATE OF BIHAR Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sanjay Kr. Sinha

For the Opposite Party/s : Mr.Lakshmi Kant Sharma

CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

2 11-12-2019 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner has prayed for bail in connection with
Rail Gaya P.S. Case No. 252 of 2019 registered for the offence
punishable under section 30(a) of Bihar Prohibition and Excise
Act.

As per allegation in the FIR, 60 litres of mahua liquor
is said to have been recovered from beneath the seat where the
petitioner was sitting in the train.

It is submitted by learned counsel for the petitioner
that no recovery has been made from possession of the
petitioner and the allegation that the illicit liquor belongs to the
petitioner is false and concocted. It is further stated that he is in
custody since 20.06.2019 and has no criminal antecedent.



Having heard learned counsel for the parties and taking into consideration the facts and circumstances of the case including the petitioner being in custody since 20.06.2019 and having no criminal antecedent, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to 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 Special Judge, Excise, Gaya in connection with Rail Gaya P.S. Case No. 252 of 2019.

(Partha Sarthy, J)

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