

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26742 of 2020

Arising Out of PS. Case No.-33 Year-2020 Thana- DAWATH District- Rohtas

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Santosh Kumar @ Santosh Kumar Singh Son of Late Ranvijay Singh
Resident of Village- Kawai, P.S.- Dawath, District- Rohtas

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Ashok Kumar Pandey
For the Opposite Party/s : Mr.Anant Kumar,A.P.P.

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2. 14-10-2020 Heard both parties through video conferencing.

The petitioner seeks bail in Dawath P.S. Case No. 33 of 2020, registered for the offence under Section 30(a) of Bihar Prohibition and Excise Act.

2141.18 liters of foreign liquor is alleged to have been recovered from the joint house of the petitioner.

It is submitted on behalf of petitioner that no incriminating article has been recovered from the conscious possession of the petitioner. In fact, recovery has been made from the room of petitioner's brother Rang Jee Singh. The petitioner has got clean antecedent, as stated in paragraph – 3 of the petition and he is in custody since 09-03-2020.

Considering the aforesaid facts and circumstances, the bail application of petitioner is allowed. Let the above-named



petitioner 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 learned Additional District & Sessions Judge II-cum-Special Judge Excise, Rohtas at Sasaram in connection with Dawath P.S. Case No. 33 of 2020 on the following conditions:

“(1) Petitioner shall cooperate in the trial and shall be properly represented on each and every date fixed by the Court and shall remain physically present, as directed by the Court and on his absence on two consecutive dates without sufficient reason, his bail-bond shall be cancelled by the Court below.

(2) If the petitioner tampers with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.”.

(Prabhat Kumar Singh, J.)

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