

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.37679 of 2021

Arising Out of PS. Case No.-130 Year-2021 Thana- SAMASTIPUR MUFFASIL District-
Samastipur

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GANESH SAH S/O SRI BECHAN SAH RESIDENT OF VILLAGE
SANGRAMPUR, BANDE, WARD NO. 6, POLICE STATION-
SAMASTIPUR MUFFASIL, DISTRICT SAMASTIPUR

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Pramod Kumar Singh

For the Opposite Party/s : Mr.Uma Shankar Prasad Singh

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CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 08-12-2021 Heard learned counsel for the petitioner and learned
APP for the State.

Petitioner seeks bail in connection Samastipur (M) P.S.
Case no. 130 of 2021 registered for the offence punishable
under sections 30(a), 32(ii) and 41 of Bihar Prohibition and
Excise Act.

Learned counsel for the petitioner submits that the
petitioner is in custody since 17.03.2021, is person with clean
antecedent and charge sheet has been submitted. Learned
counsel submits that allegation is of recovery of 4697.52 liter of
Indian made foreign liquor from a truck as detailed in the FIR.
Further petitioner is alleged to have apprehended at the spot.
Learned counsel further submits that petitioner was standing



where truck was parked and police falsely implicated him in the present case when he is neither owner nor driver of the truck.

Learned APP opposes the prayer for bail.

Considering the facts that petitioner is in jail custody since 17.03.2021, is person with clean antecedent and charge sheet has been submitted, petitioner 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 the ADJ II-cum- Special Judge, Excise Act, Samastipur in Samastipur (M) P.S. Case no. 130 of 2021.

(Satyavrat Verma, J)

s.hassan/-

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