

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.33805 of 2020

Arising Out of PS. Case No.-76 Year-2019 Thana- SAUR BAZAR District- Saharsa

SONU KUMAR Son of Baijanath Prasad Sah @ Baijnath Sah Resident of
Mohalla - Bhartiya Nagar, Ward No. 26, P.S. and District - Saharsa.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Pramod Mishra, Advocate

For the Opposite Party/s : APP

CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL ORDER

2 25-01-2021 Heard learned counsel for the petitioner and learned
APP for the State. Learned counsel for the petitioner hereby
undertakes to remove all defects pointed out by the Stamp
Reporter as and when required. It is accordingly directed that all
defects pointed out by the Stamp Reporter be removed within
one month hereof.

2. The petitioner, who is in custody since 17.09.2019
has renewed his prayer for bail in connection with Special
(Excise) Case No. 131 of 2019, arising out of Saur Bazar P.S. Case
No. 76 of 2019 for the offences alleged under Sections 30(a),
38(1), 41(1) of the Bihar Prohibition and Excise Act, 2016, having
earlier been rejected by this Court by order dated 12.05.2020 in
Criminal Miscellaneous No. 76584 of 2019 with liberty to renew
his prayer for bail after completing one year in custody.

3. It is submitted that the petitioner has been falsely
implicated in connection with recovery of 1800 litres of
Jharkhand made liquor from a pick-up van bearing Registration
No. BR-19GA-7422. The petitioner was not arrested from the spot
rather his name has surfaced merely because he happens to be



the owner of the pick-up van in question.

4. Be that as it may and having regard to the period of custody already suffered since 17.09.2019, let the petitioner above named be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of like amount each to the satisfaction of learned Special Judge, Excise Act, Saharsa in connection with Special (Excise) Case No. 131 of 2019, arising out of Saur Bazar P.S. Case No. 76 of 2019, if he is not otherwise required in any other case.

5. Office shall follow-up to ensure that all defects are removed and compliance with the notices of this Court are made by the petitioner within the stipulated time provided in para 1 hereinabove, failing which the matter shall be brought to the notice of this Court.

(Vikash Jain, J)

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