

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.5867 of 2021**

Arising Out of PS. Case No.-601 Year-2020 Thana- DANAPUR District- Patna

Sanoj Kumar, Son of Mohan Ray, Resident of Village - Mobarakpur, P.S.-  
Shahpur, District - Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Vishal Vikram Rana, Advocate

For the Opposite Party/s : Mr.Anand Kishore Chaudhary, APP

**CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD**  
**ORAL ORDER**

2      22-06-2021      The matter has been taken up today for consideration  
through video conferencing.

The learned counsels are appearing and making  
submissions from their residence. The Court Master and  
Secretary are also part of this virtual Court proceedings from  
their homes, all with the aid of audio visual technology.

Heard learned Counsel for the petitioner and the  
learned APP for the State.

The petitioner seeks bail in connection with Danapur  
P.S. Case No.601 of 2020 registered for the offence punishable  
under Section 30(a) of the Bihar Prohibition and Excise  
(Amendment) Act, 2018.

300 litres *Mahua* liquor has been recovered from a  
tempo vehicle. Petitioner is said to be the Driver.



It is submitted that the petitioner is in custody since 17.10.2020. Recovery is not in accordance with law. There is no forensic opinion to support the allegation that the recovered substance is an intoxicant. Petitioner has no criminal antecedents.

Learned APP for the State has opposed the prayer for bail.

Considering the rival submissions, this Court is inclined to allow the petitioner's prayer for bail.

Accordingly, let the petitioner, above named, be released on bail on furnishing bail bond of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned court of Special Judge, Excise, Patna, in connection with Danapur P.S. Case No.601 of 2020, subject to the following conditions:

(i) That one of the bailors will be a close relative of the petitioner who will give an affidavit giving genealogy as to how he is related with the petitioner. The bailor will also undertake to inform the court if there is any change in the address of the petitioner.

(ii) That the petitioner will be well represented on each date and if he fails to do so on two consecutive dates,



his bail bond will be liable to be cancelled.

This Court would expect that the petitioner's counsel would honour his undertaking in the instant proceedings regarding supply of the requisite court fee etc. within two weeks from the date he is called upon to do so by the office.

**(Madhuresh Prasad, J)**

PNM

|   |  |   |  |
|---|--|---|--|
| U |  | T |  |
|---|--|---|--|

