

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.2291 of 2022

Arising Out of PS. Case No.-281 Year-2021 Thana- SAMASTIPUR District- Samastipur

SANTOSH KUMAR Son of Ram Sagar Ray Resident of Village Jitwarpur
Chauth Sapna, P.S. Muffasil, District - Samastipur.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr.Vaishnavi Singh, Adv.

For the Opposite Party/s : Mr.Anand Mohan Prasad Mehta, APP

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 07-06-2022 Heard counsel for the petitioner and the learned
A.P.P. for the State.

The petitioner seeks regular bail in connection with
Excise Case No. 281 of 2021 lodged under Section 30(a) of
Bihar Prohibition and Excise Act, 2018.

According to the F.I.R., total excise material amount
in 312.120 liters were alleged to be recovered.

Learned counsel for the petitioner submits that
recovery was not made from the conscious possession of the
petitioner rather such recovery was made in gross violation of
Section 100 Cr.P.C. but name of the petitioner is inserted in this
case. He further submits that the charge sheet has already been
filed in this case and petitioner is in custody since 21.10.2021
and having no criminal incident.

Learned A.P.P. has opposed the prayer for bail.

Considering the facts of the case and after perusal of the records as well as this aspect that charge sheet has already been submitted and petitioner is in custody since 21.10.2021, let the petitioner above named be granted bail on furnishing bail bond of Rs.25,000/- (Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of learned Additional District & Sessions Judge-II-cum-Special Judge, Excise Act, Samastipur in connection with Excise Case No. 281 of 2021.

(Dr. Anshuman, J)

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