

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.5006 of 2022**

Arising Out of PS. Case No.-195 Year-2021 Thana- MEHANDIA District- Jehanabad

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SANJAY BHAGAT Son of Late Jatan Bhagat @ Late Ramjatan Bhagat
Resident of Village - Saifpur, P.s.- Ganga Bridge, Distt.- Vaishali.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Paras Nath

For the Opposite Party/s : Mr.Suresh Prasad Singh

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**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER**

2 04-04-2022 Heard learned counsel for the petitioner and the State.

Petitioner seeks regular bail in a case registered for the offence punishable under Section 420, 406, 120B of the Indian Penal Code and under Section 30 (a) of the Bihar Prohibition & Excise Act. .

As per the prosecution case, 1000 liters of foreign liquor has been recovered from a six wheeler of which this petitioner was cleaner.

Learned counsel appearing for the petitioner submits that petitioner is innocent and has falsely been implicated in the case. No incriminating article has been recovered from the conscious possession of the petitioner and he is no way concerned with the alleged recovery. Petitioner being cleaner of the vehicle was not aware of the nature of consignment



transported through the vehicle in question. Petitioner claims clean antecedent and is in custody since 13.12.2021 and investigation in this case is complete.

Learned counsel appearing for the State opposes the prayer for bail.

Considering the facts of the case and the period of custody of the petitioner, 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 Additional Sessions Judge-II-cum- Special Judge, Excise Act, Jehanabad in connection with Mehendia PS case No. 195/2021.

(Prabhat Kumar Singh, J)

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