

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.6436 of 2022

Arising Out of PS. Case No.-247 Year-2019 Thana- MALSALAMI District- Patna

SANJEET RAI @ NAGAR S/o Kamta Rai Resident of Pathar Ghat, P.S.-
Malsalami, District- Patna.

... .. Petitioner/s

Versus

THE STATE OF BIHAR.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Vinay Kumar

For the Opposite Party/s : Md. Anbzarul Haque Sahara

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 08-07-2022 Heard learned counsel for the petitioner and learned
APP for the State through virtual court proceedings.

The petitioner apprehends his arrest in a case registered
for the offences punishable under Sections 30(a) and 37(b)(c) of
the Bihar Prohibition and Excise Act.

Learned counsel for the petitioner submits that
petitioner is innocent and has falsely been implicated in this case.
It is further submitted that there is no recovery from the conscious
possession of the petitioner rather 40 litres of Mahua liquor has
been recovered from the place. It is submitted that two persons
were apprehended on the spot and one person fled away from the
place of occurrence. The apprehended persons disclosed the name
of the petitioners. The petitioner has got three criminal antecedents
of similar nature as stated in paragraph-3 of the bail application.



Petitioner is agree to deposit a sum of Rs. 30,000/- (rupees thirty thousand) in Patna High Court Legal Services Committee, Patna, bearing Account No. 1413010060836, IFSC Code: PUNB0141320, Punjab National Bank, Bar Council Branch, Patna.

Taking into consideration the fact that there is no recovery from the conscious possession of the petitioner, let petitioner, above named, in the event of his arrest or surrender before the learned court below within a period of six weeks from today, be enlarged on bail on furnishing bail bond of Rs.25,000/- (rupees twenty five thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge, Excise, Patna City in connection with Malsalami P.S. Case No.247 of 2019, subject to the conditions laid down under Section 438 (2) of the Code of Criminal Procedure.

The bail bond of the petitioner shall be accepted by the learned court below on showing receipt of the aforesaid amount deposited in the Patna High Court Legal Services Committee, Patna.

(Anjani Kumar Sharan, J.)

Sanjay/-

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