

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.8865 of 2022

Arising Out of PS. Case No.-2 Year-2022 Thana- RAJNAGAR District- Madhubani

1. SANJEET KAMAT @ SANJEET KUMAR KAMAT Son of Nunu Kamat
Resident of Village- Koilakh, P.S.- Rajnagar, District- Madhubani.
2. Satrugan Ray @ Satrugan Kumar Ray Son of Late Mohan Ray Resident
of Village- Koilakh, P.S.- Rajnagar, District- Madhubani.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Shailendra Kumar Jha, Advocate
For the Opposite Party/s : Mr.Tarkeshwar Nath Thakur, APP

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 04-03-2022 Heard learned counsel for the petitioners and learned
APP for the State through virtual mode.

Counsel for the petitioners is directed to remove the
defect(s), as pointed out by the office, within a period of four
weeks.

The petitioners are apprehending their arrest in a case
registered under Sections 272, 273 of I.P.C. and Sections 30(a),
41(1) of the Bihar Prohibition and Excise Act, 2016.

The prosecution case, in short, is that 3992.760 liters
wine is recovered.

It has been submitted on behalf of the petitioners that
the petitioners have got no criminal antecedent and there is no



allegation of tampering of witnesses alleged against the petitioners. The petitioners have falsely been implicated in this case. The names of the petitioners have transpired in this case on the basis of disclosure made by the local Chaukidar. Except for this, there is no other substantive evidence to suggest the implication of the petitioners in this case. It is alleged that 3992.760 liters wine is recovered from the truck. The petitioners are not the owner of the truck in question. The petitioners had no knowledge regarding the alleged incident. Nothing incriminating has been recovered from the conscious possession of the petitioners. There is no compliance of Section 100 Cr.P.C.

On behalf of the State, it is submitted that the petitioners are named in the complaint case/F.I.R.

Considering the facts and circumstances of the case, the petitioners, above named, in the event of arrest or surrender before the learned court below within a period of twelve weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge II-cum-Special Judge, Excise Act, Madhubani in connection with Rajnagar P.S. case No.02/2022 corresponding to G.R. No.32/2022, subject to the conditions as laid down



under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

Narendra/-

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