

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.16747 of 2022**

Arising Out of PS. Case No.-401 Year-2021 Thana- SAHEBGANJ District- Muzaffarpur

Santosh Chaubey @ Santosh Kumar Chaubey, Son Of Late Janardhan
Chaubey R/O Village- Makritola, Ward No.13, P.S.- Sahebganj, District-
Muzaffarpur Petitioner/S

Versus

The State Of Bihar

... ... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ranjeet Patel

For the Opposite Party/s : Mr. Kumar Veerendra Narayan

**CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER**

2 14-06-2022 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in anticipation of his arrest in
a case registered for the offences punishable under Sections 272,
273, 34 of the Indian Penal Code and Section 30(a) of the
Excise Act, 2018.

The learned counsel for the petitioner submits that the
petitioner has antecedent of one case and the informant alleges
that he received secret information that Dinesh Ray had kept
liquor in his betel shop situated at Morhar Chowk. Accordingly,
the place was raided and on seeing the police, the accused
started fleeing, but one of the accused was caught, who
disclosed his name as Dinesh Kumar. Further on search, 79.920
litre of liquor along with mobile phone were recovered. The
apprehended accused disclosed the name of the petitioner and
Arun Kumar alleging that they had brought the liquor by a



vehicle as detailed in the F.I.R.

The learned counsel for the petitioner submits that petitioner has been falsely implicated in the present case. Admittedly, nothing was recovered from his conscious possession. The name transpired in the confessional statement of apprehended accused which has no evidentiary value.

Learned A.P.P. opposes the bail application.

Considering the submissions made by the learned counsel for the petitioner, the petitioner above-named, in the event of his arrest or surrender before the learned Court below within a period of six weeks, is directed to be released on bail on his furnishing bail-bonds in the sum of Rs. 2,000/- (Rupees Two Thousand) with two sureties of the like amount each to the satisfaction of the learned Court below where the case is pending in connection with Sahebganj P. S. Case No.401 of 2021, subject to the conditions laid down under Section 438(2) of the Cr.P.C.

The application stands allowed.

(Satyavrat Verma, J)

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