

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.32451 of 2021

Arising Out of PS. Case No.-386 Year-2017 Thana- TAJPUR District- Samastipur

Santosh Sahni S/o Sri Sundeshwar Sahni R/o village- Chhatwara, P.S.-
Mahua, District- Vaishali

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Amit Kumar Anand

For the Opposite Party/s : Mr.A.G.

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 23-02-2022 Heard learned counsel for the petitioner as well as
learned Additional Public Prosecutor for the State.

Petitioner is apprehending his arrest in a case registered in connection with Tajpur (Halai) P.S.Case No. 386 of 2017 for the offences punishable under Sections 272, 273, 279, 353 and 427 of the Indian Penal Code and section 30(a) of the Bihar Prohibition and Excise Act 2016.

As per F.I.R, 119.700 liters of foreign liquor was recovered from a Maruti Car.

Learned counsel for the petitioner submits that petitioner was neither caught of the spot nor foreign liquor was recovered from his possession. From perusal of the seizure list it appears that liquor was recovered from a car which does not belongs to the petitioner. Petitioner name has been surfaced on



the basis of confessional statement of driver Sanjeev Kumar.
Petitioner has got clean antecedent.

Learned Additional Public Prosecutor opposes the bail
prayer of the petitioner.

Considering the facts and circumstance of the case as
well as submission of the parties, let the petitioner in the event
of his arrest or surrender before the Court Below within a period
of four weeks from today, be released on anticipatory bail on
furnishing bail bonds of Rs. 10,000/- (Ten Thousand) with two
sureties of the like amount each to the satisfaction of learned
Additional Session Judge-II cum Special Judge, Excise,
Samastipur in connection with Tajpur(Halai) P.S Case No.386
of 2017 subject to the conditions as laid down under Section
438(2) of the Cr.P.C .

(Sunil Kumar Panwar, J)

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