

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40226 of 2022

Arising Out of PS. Case No.-153 Year-2022 Thana- GOVERNMENT OFFICIAL COMP.
District- Samastipur

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SANTOSH KUMAR @ SANTOSH MAHTO Son of Rameshwar Mahto
Resident of Village - Mustafarpur, P.S. - Bibhutipur, District - Samastipur.

... .. Petitioner/s

Versus

THE STATE OF BIHAR Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Anuj Kumar

For the Opposite Party/s : Mr.Md. Mushtaque Alam

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 14-10-2022 Heard learned counsel for the petitioner and the

State.

Petitioner apprehends arrest in a case registered for
the offence punishable under Section 30a of the Bihar
Prohibition and Excise Act.

As per the prosecution case, 0.930 liters liquor was
recovered from a motorcycle of which petitioner is the
registered owner.

Learned counsel appearing for the petitioner submits
that the petitioner is innocent and has falsely been implicated in
this case. No incriminating material has been recovered from the
conscious possession of the petitioner and he is no way
connected with the aforesaid recovery. Petitioner has got no



criminal antecedent.

Learned counsel for the State submits that the recovery of illegal liquor has been made from the motorcycle of which petitioner is the registered owner.

Considering the fact that the recovery of illegal liquor has been made from the vehicle of which petitioner is the registered owner, prayer for bail of the petitioner is refused with direction to surrender and seek regular bail which would be considered and disposed of on its own merit without being prejudiced by this order.

(Prabhat Kumar Singh, J)

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