

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.64951 of 2021

Arising Out of PS. Case No.-400 Year-2020 Thana- Sursand District- Sitamarhi

SANTOSH CHAUDHARY Son of Lakhan Chaudhary Resident of Village-
Maliwara, Ward No.03k, P.S.- Jaleshwar, District- Mahotari, At present R/V
Sutihara, P.S.- Parihar, Dist- Sitamarhi.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Pushpendra Kumar Singh
For the Opposite Party/s : Mr.Bal Mukund Prasad Sinha

CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

2 29-04-2022 Heard learned counsels for the petitioner and the

State.

Petitioner apprehends arrest in connection
with Sursand P.S. Case No. 400 of 2020 registered for the
offence punishable under sections 30(a), 38 and 41 of the
Bihar Prohibition and Excise Act, 2016.

Learned counsel appearing for the petitioner
submits that petitioner has been falsely implicated in this
case. Nothing has been recovered from the conscious
possession of this petitioner. Petitioner is neither the owner
of the vehicle in question nor has any concern with the
seized illicit liquor. Petitioner has no criminal antecedent.

Considering the facts and circumstances of the case

and the submissions advanced on behalf of the parties, let the petitioner, above named, in the event of arrest or surrender within a period of four weeks from today, be released on bail on furnishing of his personal bond to the satisfaction of 2nd Additional Sessions Judge-cum-Special Judge, Excise, Sitamarhi in connection with Sursand P.S. Case No. 400 of 2020 subject to the conditions laid down under section 438(2) Cr.P.C.

(Arvind Srivastava, J)

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