

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.71926 of 2021**

Arising Out of PS. Case No.-181 Year-2021 Thana- BAKHTIYARPUR District- Patna

SANTOSH KUMAR @ SANTOSH RAY Son of - Munarik Rai Resident of
Village- Chiraiyan, P.S.- Bakhtiyarpur, District- Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Prabhat Kumar Singh, Advocate
For the Opposite Party/s : Ms. Asha Kumari, APP

**CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER**

2 08-04-2022 Heard learned counsel for the parties through video conferencing.

The petitioner has preferred this application for grant of regular bail in a case registered under section 30(a) of the Bihar Prohibition and Excise Act, 2016.

As per the prosecution case, 95 litres of liquor was recovered from the possession of the petitioner.

It is submitted by learned counsel for the petitioner that the allegations leveled against the petitioner are false and concocted. No incriminating article has been recovered from his possession. He has been falsely implicated in the case. He is in custody since 10.9.2021 and has no criminal antecedent under the Bihar Prohibition and Excise Act, 2016.

Heard learned APP for the State.



Having heard learned counsel for the parties and taking into consideration the facts of the case together with the petitioner having remained in custody for more than 6 months, charge sheet having been submitted in the case and the petitioner not having any criminal antecedent under the Bihar Prohibition and Excise Act, 2016, the Court directs the petitioner to be enlarged on bail in connection with Special Case no. 5625 of 2021 (arising out of Bakhtiyarpur P.S. Case no. 181 of 2021) on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Special Judge, Excise, Patna.

(Partha Sarthy, J)

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