

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.67548 of 2023

Arising Out of PS. Case No.-299 Year-2023 Thana- KOTWA District- East Champaran

Santosh Sah Wakil Sah Resident Of Village Chaube Tola, Ps-
Kotwa(Bhopatpur O.P.) Distt- East Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Abhishek Kumar

For the Opposite Party/s : Mr.Tarkeshwar Nath Thakur

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 31-10-2023 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for regular bail in a case
instituted for the offence under Sections 30(a), 32 and 41(i) of
the Bihar Prohibition and Excise Act.

3. As per prosecution case, there has been recovery of
680 liters of sprit from a poultry farm.

4. It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this case. He has
committed no offence. Petitioner was not apprehended on spot.
The name of the petitioner has come into light, on the basis of
disclosure by local *Chaukidar*. He submitted that the place of
occurrence does not belongs to the petitioner. No incriminating
article has been recovered from the conscious possession of the



petitioner. He is languishing in judicial custody since 18.08.2023.

5. The application for bail is opposed by learned APP for the State.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as period of custody, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the learned Exclusive Special Excise Court No.- 1, Motihari, East Champaran in connection with Kotwa P.S. Case No. 299 of 2023.

(Sunil Kumar Panwar, J)

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