

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.74802 of 2022

Arising Out of PS. Case No.-216 Year-2022 Thana- PATORI District- Samastipur

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Santosh Kumar Son Of Ram Balak Rai Resident Of Uttari Dumri, Baghra,
Mohanpur, O.P.- Shahpur, Patori, P.S.- Patori (Mohanpur O.P.), District-
Samasitpur, Bihar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Vishal Vikram Rana

For the Opposite Party/s : Mr.Binod Kumar

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 25-02-2023 Heard learned counsel for the petitioner and

learned APP for the State.

The petitioner has prayed for bail in a case
registered for the offence punishable under sections 272,
273/34 of Indian Penal Code and Section 30(a) of the Bihar
Prohibition and Excise Act.

Prosecution case relates to recovery of 148.68 litres
of Indian Made Foreign Liquor from behind the house of
the petitioner.

Learned counsel appearing on behalf of the
petitioner has submitted that petitioner is innocent and has
committed no offence. He has no concern with the alleged



recovery or with the place of occurrence. The name of the petitioner came in light only on the basis of suspicion. Neither the petitioner was arrested on spot nor any incriminating article has been recovered from his conscious possession. He is languishing in judicial custody since 29.11.2022.

Learned APP appearing for the State has opposed the prayer of Bail.

Having heard learned counsel for the parties and considering the facts and circumstances of the case, 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 Special Judge, Excise Court NO. 2, Samastipur in connection with Patori (Mohanpur O.P.) P.S. Case No. 216 of 2022.

(Sunil Kumar Panwar, J)

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