

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.15847 of 2024

Arising Out of PS. Case No.-603 Year-2023 Thana- CHHATAUNI District- East Champaran

Sanjeev Kumar Singh Son of Late Mithlesh Kumar @ Mithilesh Kumar @
Mityhlesh Kumar Singh R/o Village- Mathiya Zirat, P.S.- Chhatauni, Dist.-
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.Shyam Bihari Singh

**CORAM: HONOURABLE MR. JUSTICE RAMESH CHAND
MALVIYA**

ORAL ORDER

2 06-03-2024 Heard learned counsel for the petitioner and

learned APP for the State.

2. The petitioner is in custody in connection with
Chhatauni P.S Case No. 603 of 2023 registered for the
offences punishable under Sections 30(a), 32(2), (3), 36,
41(1) (2) of the Bihar Prohibition and Excise Act, 2016.

3. As per prosecution case, total 195.09 litre illicit
liquor was recovered.

4. Learned counsel for the petitioner submits that
petitioner has falsely been implicated in this case. It is
further submitted that no incriminating article has been
recovered from the conscious possession of the petitioner. It



is next submitted that in similarly situated condition one of the co-accused has already granted bail by the Co-ordinate Bench of this court *vide* order dated 27.02.2024 passed in Cr. Misc. No. 8850 of 2024. It is also submitted that petitioner is in judicial custody since 23.01.2024.

5. However, learned APP for the State oppose the prayer for regular bail of the petitioner.

6. On perusal of the FIR, impugned order and period of custody and also considering the aforesaid facts and circumstances of the case and submissions made on behalf of the petitioner, let the above named petitioner be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Excise Judge-1, East Champaran at Motihari, in connection with Chhatauni P.S Case No. 603 of 2023.

(Ramesh Chand Malviya, J)

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