

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.29825 of 2024

Arising Out of PS. Case No.-63 Year-2024 Thana- PHULWARIYA District- Gopalganj

1. Sanjeet Kumar Son Of Ramprit Singh Village - Kerai, P.S. - Bibhutipur,
District - Samastipur
2. Santosh Kumar Sah @ Santosh Kumar Son Of Veer Kumar Sah Resident Of
Village- Alampur, P.S. - Bibhutipur, District - Samastipur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Bijay Prakash Singh, Advocate

For the Opposite Party/s : Mr. Manoj Kumar, APP

CORAM: HONOURABLE MR. JUSTICE RAMESH CHAND MALVIYA
ORAL ORDER

2 20-04-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks regular bail in connection with
Phulwariya Police Station Case No. 63 of 2024 registered for
the offence under Section 30(a) of the Bihar Prohibition and
Excise Act.

3. Allegation is of recovery of total 93.06 liters of
illicit IMFL from inside Bolero car bearing registration No.
BR01HB1471.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in the
present case. Nothing has been recovered from the possession of
the petitioner. He further submits that there is no independent
witness of the seizure list. Petitioner is in custody since



11.02.2024.

5. However, learned APP for the State vehemently opposed the prayer for regular bail.

6. Considering the aforesaid facts and circumstances of the case, let the petitioner, above named, be released on bail *after framing of charge* on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge – XIII – cum – Special Judge, Excise – 1, Gopalganj in connection with Phulwariya P.S. Case No. 63 of 2024.

7. The trial court is directed to conclude the proceeding of framing of charge according to law within a period of 15 days from the date of receipt of a copy of this order. However, it is made clear that if the charge-sheet has not been submitted then the petitioner shall be released on bail on the above conditions and he shall be present physically on each and every date before the trial court till conclusion of proceeding of framing of charge.

(Ramesh Chand Malviya, J)

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