

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.10024 of 2025

Arising Out of PS. Case No.-123 Year-2023 Thana- KALYANPUR District- Samastipur

Shatrughan Das @ Shatrudhan Das S/o Ramjee Das @ Ram Ji Das R/o
Village- Anjana, P.S- Kalyanpur, Distt.- Samastipur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Surya Narayan Roy, Adv.

For the Opposite Party/s : Mr. Kanhiya Kishor, APP

CORAM: HONOURABLE MR. JUSTICE HARISH KUMAR
ORAL ORDER

2 14-02-2025 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

2. The petitioner seeks regular bail, who is in custody
in connection Kalyanpur P.S. Case No. 123 of 2023 registered
for the offence punishable under Section 30(a) of the Bihar
Prohibition and Excise (Amendment) Act.

3. The police on a tip-off trade of illicit foreign liquor
conducted raid in the house of one Pramod Sah and on search
1020.960 liters of foreign liquor was recovered. Local persons, who
were assembled there disclosed the name of the petitioner and others.

4. Learned counsel for the petitioner submitted that
admittedly the recovery has been made from the house of one
Pramod Sah. The petitioner has neither any concern with the
recovery of illicit liquor nor any connection with co-accused



Pramod Sah. It is further contended that barring disclosure made by local people, there is no material suggesting complicity of the petitioner in the present crime. Moreover, the petitioner has been incarcerated since 16.12.2024 having no criminal antecedent. The other co-accused persons having identical allegation have been allowed the privilege of anticipatory bail by this Court, the copies of which are marked as Annexure-2 series.

5. On the other hand, learned counsel for the State opposed the bail application.

6. Regard being had to the submissions made on behalf of the parties and considering the nature of allegation and the fact that co-accused persons with whom the petitioner is seeking parity has been accorded the privilege of anticipatory bail, apart from his fair antecedent, let the petitioner, named above, 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 Special Judge Excise 1st, Samastipur in connection with Kalyanpur P.S. Case No. 123 of 2023, subject to the condition that one of the bailors will be the close relatives of the petitioner with further conditions which are as follows:-



- (i) The petitioner will cooperate in conclusion of the trial.
- (ii) He will remain present on each and every date of trial till disposal of the case.
- (iii) He will not try to tamper with the evidence or intimidate the witnesses to delay the disposal of trial.
- (iv) In the event of default of two consecutive dates without any cogent reason, his bail bonds will liable to be cancelled.

(Harish Kumar, J)

rohit/-

U		T	
---	--	---	--

