

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.57497 of 2025

Arising Out of PS. Case No.-502 Year-2025 Thana- AGAMKUAN District- Patna

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Santosh Kumar Upadhyay S/O Late Ramesh Dutt Upadhyay R/O Kumhrar,
P.S- Agamkuan, Town and Distt.- Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Prem Nath Singh, Advocate

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

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CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

2 03-09-2025 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. Petitioner seeks regular bail in a case registered
under Sections 30(a) and 37 of the Bihar Prohibition and Excise
Act.

3. There is total recovery of 85 litres of country made
liquor from the bag of the petitioner and he was apprehended on
the spot who had consumed the liquor.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has been falsely implicated in this
case only on the basis of suspicion. Nothing has been recovered
from conscious possession of the petitioner. Petitioner has no
concern with the seized liquor. Petitioner has no criminal
antecedent and he is in jail since 27.06.2025. Petitioner



undertakes to cooperate in the investigation and the trial.

5. Learned A.P.P. has opposed the prayer for bail of the petitioner.

6. Having considered the facts and circumstances of the case as well as the submissions of the parties, let the above named petitioner be released on bail on furnishing bail bond of Rs.10,000/- (rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge, Excise, Patna City in connection with Agamkuan P.S. Case No.502 of 2025.

(Sunil Dutta Mishra, J)

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