

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.82640 of 2024

Arising Out of PS. Case No.-186 Year-2024 Thana- SIDHWALIYA District- Gopalganj

Sanjay Malhotra @ Sanju Malhotra Son of late Ramesh Kumar Resident of
B-1/115 Ashok Vihar, P.S. - Ojiyarpur, District- Delhi

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sumit Kumar Srivastva

For the Opposite Party/s : Mr.Ramesh Chandra

**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

2 31-01-2025 Heard learned counsel for the petitioner as well as
learned APP for the State.

2. In this case, the petitioner is seeking regular bail in connection with Sindhwaliya P.S. Case No. 186 of 2024, registered for the offences punishable under Section 30(a) of the Bihar Prohibition and Excise Act, 2022.

3. As per allegation, on a secret information, the informant along with other police party reached the place of occurrence and apprehended two accused persons, sitting on a Hyundai Car. The apprehended persons disclosed their names as Sanjay Malhotra (the petitioner) and Ravi. On search, 265.5 liters of foreign liquor was recovered from the *dicky* and seat of the alleged vehicle.

4. The learned counsel for the petitioner has submitted



that the petitioner is innocent and has falsely been implicated in this case. He is a person of clean antecedent. Nothing has been recovered from his conscious possession. He is under custody since 01.07.2024. He has also submitted that on exactly similar footing, co-accused Ravi has been granted bail by this Court vide order dated 27.08.2024 in Cr. Misc. No. 59142 of 2024.

5. Considering the above-mentioned facts and circumstances, let the petitioner above-named be released on bail on furnishing bail bonds of Rs.10,000/- with two sureties of the like amount each to the satisfaction of learned Additional District & Sessions Judge-XIII-cum Special Judge Excise-I, Gopalganj in connection with Sidhwaliya P.S. Case No. 186 of 2024, subject to the following conditions:-

(i) The petitioner shall cooperate in the disposal of trial and make himself available as and when required by the court.

(ii) **Before release, the learned court below shall verify the criminal antecedent of the petitioner and if it is found that he is involved in any other case of similar nature except the present one, his bail bond shall not be accepted.**

(Nawneet Kumar Pandey, J)

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