

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.85217 of 2024

Arising Out of PS. Case No.-161 Year-2024 Thana- ANDHRAMATH District- Madhubani

1. Santosh Kumar Sada @ Santosh Kumar Saday S/O Saini Sada R/o - Jhutki Kamalpur, P.S - Jhutki, District - Saptri, Nepal.
2. Ajay Kumar Sada @ Ajay Kumar Saday S/O Munsu Sada R/O Village-Bhardah, P.S- Bhardah, Distt.- Saptari (Nepal).

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sanjay Kumar Jha

For the Opposite Party/s : Mr.Navin Kumar Pandey

CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH SINGH

ORAL ORDER

2 15-01-2025 Heard learned counsel for the petitioners and learned APP for the State.

2. The petitioners have preferred this application for grant of regular bail in connection with Andhramath P.S. Case No. 161/2024 dated 14.10.2024 registered for the offence punishable u/s 30(a) of the Bihar Prohibition and Excise Act and Sections 274 and 275 read with Section 3(5) of the BNS.

3. As per the prosecution case, total 576 litres of illicit Nepali country-made liquor was recovered from the 16 plastic sacks which were thrown by the petitioner and the co-accused persons.

4. Learned counsel for the petitioners has submitted



that the petitioners are innocent and have falsely been implicated in this case. Nothing has been recovered from the possession of the petitioners. The petitioners have clean antecedent as stated in para 3 of the bail petition. The petitioners are in custody since 14.10.2024

5. Learned A.P.P. for the State has vehemently opposed the bail petition of the petitioners.

6. Considering the aforesaid facts and circumstances of the case as well as the period of custody, the petitioners above-named, are directed to be enlarged on bail on furnishing bail-bond of Rs.20,000/- (Rupees Twenty Thousand) each with two sureties of the like amount each to the satisfaction of learned Court concerned, Jhanjharpur, Madhubani, in connection with Andhramath P.S. Case No. 161/2024.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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