

In the Court of Additional Sessions Judge-II- Banka
Chandan P.S.case no.- 41/2020

Chandan Kumar and another vs State of Bihar.

20.03.2020

This bail petition is filed on behalf of the accused Chandan Kumar and Santosh Kumar Mishra, who are in custody since 05.03.2020 , in connection with Chandan P.S. case no. 41/2020, under section 30(a) (g), 32(2)of the Bihar Prohibition and Excise Act,2016.

The case of the prosecution in short is that on 04.03.2020 the informant along with other police officials was on his routine patrol and in that process the police nabbed a car bearing registration number JH05V 5247 in which driver Chandan Kumar and a person Santosh Kumar Mishra were sitting inside the car and on search 48 bottles of 375 ml each Imperial blue whiskey, 12 bottles of 750ml each Imperial Blue whiskey, 21 cane of 500 ml each Kingfisher beer, 09 cane of 500 ml each of Turbo bear, 14 bottles of 375 ml each After Dark foreign liquor, 03 bottles of 750 ml After Dark foreign liquor were recovered from the aforesaid car.

Heard the learned Defence counsel as well as the learned Spl. P.P. for the State.

Learned Counsel for the petitioner has submitted that the petitioners are innocent and are falsely implicated in this case. It is further stated that the petitioners were sitting on the vehicle as a passenger and actual owner of the same managed to escape.

On the other hand Learned Spl P.P. opposed the bail petition.

In the facts and circumstances of the case and also keeping in mind the amount of seizure made by the police, I am not inclined to grant bail to these petitioners, accordingly this bail application stands rejected.

Dictated

Additional District Judge-II

Banka

Date- 20.03.2020