

In the Court of Addl.District & Sessions Judge-II, Gopalganj

Excise Case No. 73/2020

O r d e r

20-04-2020

Bail petition dated 13-03-2020 filed on behalf of the petitioner Satyendra Singh, who is in custody since 06-03-2020 in connection with Excise Case No. 73/2020 U/s 30(a) of Bihar Prohibition and Excise Act 2018 has been pressed today.

Learned counsel for the petitioner submitted through video conferencing that the petitioner is quite innocent and has not committed any offence. No any other bail petition either before this Court or any other superior Court has been filed except this one. Learned counsel further submitted that nothing has been recovered from the possession of the petitioner and the petitioner is aged about 69 years and suffering from many disease like diabetes, blood pressure and cardiac patient and the petitioner is in custody since 06-03-2020 and prayed for bail.

On the other hand learned Spl. P.P. opposed the prayer for bail of the petitioner.

As per prosecution report the informant Dharmendra Jha A.S.I. has reported that on the basis of secret information received on 05-03-2020, he along with other police forces raided the grocery shop cum fertilizer shop of Satyendra Singh and during search total 14.040 litre illegal wine have been recovered which was kept in a plastic sack. Satyendra Singh was arrested on spot. A seizurelist was prepared in this regard and copy of seizure was handed over to the accused.

Heard both sides through video conferencing and perused the record as well as seizurelist. From perusal of seizure-list it appears that recovery of illegal wine is 14.040 litre and the petitioner is in custody since 06-03-2020 and petitioner is suffering from T.B. disease.

Considering the above facts & circumstances and keeping in view the recovery as well as period of detention, the petitioner is ordered to be released on bail on furnishing bail bonds of Rs. 10,000/- with two sureties of the like amount each.

In the meantime P.R.Bond may be filed and all original documents and bail bond with Court fee shall be filed after restoration of normal situation. (Dictated)

A.D.J.II