

**IN THE HIGH COURT OF JUDICATURE AT PATNA**

**Criminal Miscellaneous No.2573 of 2017**

Arising Out of PS.Case No. -147 Year- 2016 Thana -VISHNUPAD District- GAYA

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Raj Kumar Gupta son of Late Moti Sao resident of mohalla - Cholera  
Hospital Chand Chaura, P.S. - Vishnupad, District - Gaya... Petitioner

Versus

The State of Bihar. ... .... Opposite Party

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**Appearance :**

For the Petitioner/s : Mr. Ashhar Mustafa

For the Opposite Party/s : Mr. Smt. Meena Singh

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**CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN  
SHARMA**

**ORAL ORDER**

2      14-02-2017                      Heard learned counsel for the petitioner and learned  
counsel representing the State.

The petitioner seeks bail in connection with Vishnupad  
P.S. Case No. 147 of 2016 registered for the offence punishable  
under Section 30 (a) of Bihar Excise Amendment Act, 2016.

Allegedly, acting on a tip off that the petitioner is selling  
wine from his house, raid was conducted and from the roof of his  
house 71 bottles of Royal Stag wine each containing 180 ml. and 5  
bottles of Royal Stag wine each containing 750 ml. were  
recovered and the petitioner is suffering in custody since  
24.10.2016.

In the facts and circumstances stated above, considering  
the period of detention, the petitioner above named is directed to  
be released on bail on execution of bail bond of Rs. 10,000/- (ten  
thousand) with two sureties of the like amount each to the



satisfaction of the learned Chief Judicial Magistrate, Gaya in connection with Vishnupad P.S. Case No. 147 of 2016, subject to the conditions that one of the bailors must be a near relative and another having sufficient immovable property within the territorial jurisdiction of the court concerned and the petitioner shall remain present on each and every date during trial and the default on two consecutive dates on his part without any reason shall disentitle the petitioner from privilege of bail.

**(Jitendra Mohan Sharma, J)**

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