

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.75613 of 2019

Arising Out of PS. Case No.-297 Year-2019 Thana- GOVERNMENT OFFICIAL COMP.
District- Gopalganj

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VIVEK KUMAR Son of Shankar Ram Resident of Village - Thana Road,
ward No.16, Gopalganj, P.S.- Nagar Gopalganj, Distt.- Gopalganj.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Lokesh Kumar Singh
For the Opposite Party/s : Mr.Raj Kishore Singh

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CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

2 26-11-2019 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner who is in custody since 02.09.2019 has
filed the instant application for grant of bail in connection with
Excise Case No. 297 of 2019 (District- Gopalganj) registered
for the offence punishable under sections 30(a) of the Bihar
Prohibition and Excise Amendment Act, 2018.

As per the allegation in the FIR, 6.3 litres of IMFL
and 13.2 litres of country made foreign liquor is said to have
been recovered from the motorcycle of the petitioner and one
another accused person.

It is submitted by learned counsel for the petitioner
that the alleged recovery is not from the possession of the



petitioner but is stated to be recovered from a sack kept on the motorcycle. It is further submitted that the petitioner has falsely been implicated in this case by the police. The petitioner is in custody since 02.09.2019 and has no criminal antecedent.

The application for bail is opposed by learned APP for the State.

Having heard learned counsel for the parties and taking into consideration the facts and circumstances of the case, let the petitioner above named be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned 2nd Additional Sessions Judge cum Special Judge, Excise, Gogapganj in connection with Excise Case No. 297 of 2019 (District- Gopalganj).

(Partha Sarthy, J)

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