

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.82208 of 2019

Arising Out of PS. Case No.-536 Year-2018 Thana- MUFFASIL District- West Champaran

VIKRAM KUMAR @ VIKRAM YADAV @ VIKRAM Son of Yogendra
Yadav Resident of Village - Mirjatola Chhawani, Ward No. 05, P.S.- Kalibagh
O.P., Bettiah (Town), District - West Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Bimlesh Kumar Pandey
For the Opposite Party/s : Mr.Ramesh Chandra

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 11-12-2019 Heard the learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner seeks regular bail in connection with
Bettiah Muffasil (Banuchhapar) P.S. Case No. 536 of 2018 for
the offence registered under Sections 30(a), 35, 38 and 41 of the
Bihar Prohibition of Excise Act, 2016.

The allegation is regarding the Police having
recovered huge quantity of illicit liquor from a godown said to
be that of Rupesh Kumar Yadav and a co-accused person,
namely, Yogendra Yadav was arrested from the spot, who
disclosed that other co-accused persons including the petitioner
herein used to get the illicit liquor for the State of Punjab and
sell it illegally in black market. It is further submitted that
neither any recovery of illicit liquor has been made from the



possession of the petitioner or from his house and merely on the confessional statement of co-accused person, suspicion has been raised against the petitioner, hence no offence can be said to have been made out against the petitioner under the provisions of the Bihar Excise and Prohibition Act, 2016. Lastly, it is submitted that the petitioner is languishing in custody since 21.08.2019.

Having regard to the facts and circumstances of the case, the petitioner, above named, is directed to be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge Excise, Bettiah, West Champaran in connection with Bettiah Muffasil (Banuchhapar) P.S. Case No. 536 of 2018.

(Mohit Kumar Shah, J)

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