

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.1324 of 2020

Arising Out of PS. Case No.-273 Year-2019 Thana- UCHKAGAON District- Gopalganj

VIKASH KUMAR Son of Ramakant Singh Resident of Village - Harkhauli,
P.S.- Mirganj, District - Gopalganj.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Shailendra Kumar

For the Opposite Party/s : Mr.Amitesh Kumar

**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA**

ORAL ORDER

4 29-05-2020 The counter affidavit filed by the District
Magistrate, Gopalganj, in person, in the light of order dated
29.01.2020 is accepted.

Heard learned counsel for the petitioner and the
learned A.P.P. for the State through video conferencing.

The petitioner seeks bail in connection with
Uchakagaon P.S. Case No. 273 of 2019, registered under
Section 30(a) of the Bihar Prohibition and Excise Act, 2018.

The accusation is that on receiving the secret
information about carrying of illicit liquor loading on the
vehicle, the informant along with other Police personnel
started checking of the vehicle. At that time, one Scorpio
vehicle was seen coming. On giving signal to stop the vehicle,
3-4 persons started fleeing getting down from the Scorpio, but



out of them one person was apprehended, who disclosed his name Madho Kumar. On search, several pouches in volume of 253.400 Liters of country made liquor recovered from the said Scorpio vehicle. The apprehend person also disclosed the name of his other three associates as Vikash Kumar (Petitioner), Dipu Singh and Ritesh Yadav, who succeeded to flee away.

Learned counsel for the petitioner submits that it would appear from the F.I.R. that petitioner was not apprehended on the spot, rather, his name and name of two others were disclosed by Madho Kumar, driver of the Scorpio vehicle from which the alleged country made liquor are said to be recovered. Further submission is that, in fact, petitioner is accused in several other cases, as detailed in paragraph No.3, due to that reasons, the Police implicated the petitioner in this case. The petitioner is in custody since 20.11.2019.

Having regard to the facts and the circumstances of the case, the petitioner, above named, is directed to be released 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 Addl. District and Sessions Judge-II-cum-Special Judge, Excise Gopalganj in connection with



Uchakagaon P.S. Case No. 273 of 2019.

(Rajendra Kumar Mishra, J)

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