

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.18417 of 2020

Arising Out of PS. Case No.-39 Year-2020 Thana- GOVERNMENT OFFICIAL COMP.
District- Madhepura

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Kartik Kumar, aged about 27 years, Gender-Male, Son of Bal Govind Yadav,
Resident of Village - Ratanpura, Ward No. 03, P.S.- Madhepura (Ghailadh),
District - Madhepura.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Ashok Kumar, Advocate
For the State : Mr.Dilip Kumar No.1, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 14-05-2020 This case has been posted before me for hearing

through video-conferencing, under the orders of Hon'ble the

Chief Justice, in view of Nation passing through lockdown as an

aftermath of the outbreak of COVID-19 pandemic.

Heard learned counsel for the petitioner and learned

A.P.P. for the State.

The petitioner seeks bail in connection with Excise

(Complaint) Case No.335 of 2019-20, Excise Act Case No.39 of

2020 registered for the offence punishable under Section 30(a)

of the Bihar Prohibition and Excise (Amendment) Act, 2018.

Learned counsel for the petitioner submits that there is

no recovery from the conscious possession of the petitioner

rather 73.5 litres of foreign liquor has been recovered from a



ditch at the door of co-accused Mithilesh Kumar and 220 litres of Masaledar liquor has been recovered from Auto Rickshaw just parking at the door of Mithilesh Kumar. Learned counsel for the petitioner further submits that the petitioner has no criminal antecedent. Learned counsel for the petitioner further submits that the petitioner is innocent and has committed no offence. Learned counsel for the petitioner further submits that the petitioner is in jail custody since 12.01.2020.

Learned A.P.P. for the State opposed the bail petition.

Petitioner is agreed to deposit a sum of Rs.3,000/- (Rupees Three Thousand) in the PM Cares fund, bearing Account No.2121PM20202, IFSC Code: SBIN 0000691, SWIFT Code: SBININBB104, State Bank of India, New Delhi Main Branch, UPI ID : pmcares@sbi.

Considering the facts aforesaid, the above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs.20,000/- (Rupees Twenty Thousand) only with two sureties of the like amount each to the satisfaction of the learned Special Judge, Excise Act, Madhepura in connection with Excise (Complaint) Case No.335 of 2019-20, Excise Act Case No.39 of 2020.

The bail bond of the petitioner shall be accepted by



the learned Court below on showing receipt of deposit of
Rs.3,000/- (Rupees Three Thousand) in the PM Cares fund.

(Anjani Kumar Sharan, J)

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