

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.23767 of 2020

Arising Out of PS. Case No.-121 Year-2020 Thana- SAKRA District- Muzaffarpur

GANESH KUMAR Son of Shivchandra Sah Resident of Village -
Sarmastpur, P.S.- Sakra, District - Muzaffarpur, Bihar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sanjay Kumar Singh, Adv
Mr. Prabhat Kumar Singh, Adv.
For the Opposite Party/s : Mr. Anuj Kumar Srivastava, APP

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 16-09-2020 Heard Mr. Prabhat Kumar Singh, learned counsel for
the petitioner and Anuj Kumar Srivastava, Additional Public
Prosecutor for the state through video conferencing.

2. Petitioner seeks regular bail in connection with
Sakra PS Case No. 121/2020 registered for the offence
punishable under Sections 30(a) of Bihar Prohibition & Excise
Act 2016.

3. The allegation against the petitioner as per First
Information Report is that the police on the basis of confidential
information raided the house of the petitioner and recovered
61.920 litres of illicit liquor which was kept in a room.

4. Learned counsel for the petitioner submits that the
petitioner has not committed any offence in the manner alleged
and the said illicit liquor has been recovered from a room



situated at the eastern side of the verandah and the same place is accessible to all and sundry.

5. Learned counsel for the petitioner further submits that petitioner is in custody since 04.04.2020 having no criminal antecedents.

6. Having regard to the submissions made by the parties and taking into consideration the material on record and the fact that petitioner has got no criminal antecedent and is under custody since 04.04.2020, I am inclined to grant regular bail to the petitioner.

7. Accordingly, let the petitioner, GANESH KUMAR be released on bail, if he is not required in any other case, 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, Muzaffarpur, in connection with Sakra PS Case No. 121 of 2020.

8. It is made clear that at the time of furnishing bail bonds, all the parties shall follow the guidelines regarding lockdown and social distancing.

(Anil Kumar Sinha, J)

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