

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.21754 of 2020

Arising Out of PS. Case No.-16 Year-2020 Thana- MATIHANI District- Begusarai

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BITTU KUMAR S/O- Ranjit Singh R/O- Village - Sadanandpur, P.S. -
Balua, District - Begusarai.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

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Appearance :

For the Petitioner/s : Mr.Braj Bhushan Poddar
For the Opposite Party/s : Mr. S.M. Rahman

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CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR
ORAL ORDER

2 08-07-2020 Heard Mr. Braj Bhushan Poddar, learned counsel

for the petitioner and Mr. S.M. Rahman, learned APP for the

State.

The petitioner, who is in custody since 09.03.2020

seeks bail in connection with Matihani P.S. Case No. 16 of

2020 dated 19.02.2020 instituted for the offences under

Sections 120B of the Indian Penal Code and Sections 30(a)

and 32 of the Bihar Prohibition and Excise Act.

The police received a secret information that

petitioner and two others have ordered for a big consignment

of liquor. On such information, a raid was conducted in

village Badalpura and a truck and a Scorpio vehicle were



intercepted. From the aforesaid vehicles 4839.480 litres of liquor is said to have been recovered. Thereafter, the petitioner and another were identified by local persons.

Learned counsel for the petitioner submits that there is no recovery from the possession of the petitioner and the petitioner has got no connection with the vehicles which have been intercepted. Because of the petitioner residing in that village as a guest, an attempt has been made to have him ousted from the village and therefore he has been falsely implicated in this case. It has further been submitted on his behalf that earlier also he was made accused in a case in which he was shown to be a person who was found running away from the place of occurrence. In the aforesaid case, he has been granted bail by the court below. Apart from what has been stated in paragraph – 3 of the bail petition, there is no other case against the petitioner.

Regard being had to the aforesaid facts and the period of custody of the petitioner, he is directed to be released on bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount



each to the satisfaction of learned A.D.J. -II-cum-Special
Judge, Excise Act, Begusarai in connection with Matihani P.S.
Case No. 16 of 2020 .

(Ashutosh Kumar, J)

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