

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.21524 of 2020**

Arising Out of PS. Case No.-145 Year-2020 Thana- GARDANIBAG District-
Patna

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Rakesh Kumar Son of Manoj Singh Resident of Village - Dhakanpura, P.S.-
Gardanibagh, Distt.- Patna.

... .. Petitioner

Versus

The State Of Bihar

... .. Opposite Party

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Appearance :

For the Petitioner : Mr. Arvind Pd. Singh, Advocate

For the State : Ms. Renuka Ratnakar, APP

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL ORDER

4 11-11-2020

Heard learned counsel for the petitioner and learned
APP for the State through video conference. Learned counsel for
the petitioner undertakes that all defects pointed out by the
stamp reporter shall be removed, and compliance with the
conditions of the notices of this Court with regard to acceptance
of e-filing shall be made, without delay immediately upon
resumption of normal physical functioning of the Court, and in
any event within one month thereof. Learned counsel for the
State states that he has no objection in this regard and the matter
be taken up on merits in view of the stated urgency.

2. The petitioner is in custody since 03.03.2020 in
connection with Gardanibagh P.S. Case No. 145 of 2020, Special
Case No. 2200 of 2020 for the offences alleged under Sections
30(a), 36 of the Bihar Excise & Prohibition Act, 2016.



3. It is submitted that the petitioner has been falsely implicated in connection with recovery of 111.395 litres of illegal wine and recovery of the offending goods has not been made from the conscious possession of the petitioner. The petitioner claims clean antecedents.

4. Learned APP appears and has been heard.

5. Be that as it may and having regard to the period of custody already suffered since 03.03.2020, let the petitioner above named be released on bail on furnishing bail bond of Rs.10,000/-(ten thousand) with two sureties of like amount each to the satisfaction of learned Special Court, Excise, Patna, in connection with Gardanibagh P.S. Case No. 145 of 2020, Special Case No. 2200 of 2020, if he is not otherwise required in any other case.

6. Office shall follow-up to ensure that all defects are removed and compliance with the notices of this Court are made by the petitioner within the stipulated time provided in para-1 hereinabove, failing which the matter shall be brought to the notice of this Court.

(Vikash Jain, J)

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