

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.23986 of 2020

Arising Out of PS. Case No.-192 Year-2020 Thana- KUCHAIKOTE District- Gopalganj

NITISH KUMAR SHARMA @ NITESH KUMAR SHARMA S/o- Rambalak
Sharma Resident of Village- Khajoori, Purab Tola, P.S.- Kuchaikote, District-
Gopalganj.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Nafisuzzoha, Adv.

For the Opposite Party/s : Mr. Dinesh Singh, APP

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 18-09-2020 Heard Mr. Nafisuzzoha, learned counsel for the

petitioner and Mr. Dinesh Singh, Additional Public Prosecutor

for the state through video conferencing.

2. Petitioner seeks regular bail in connection with

Kuchaikote PS Case No. 192/2020 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 intercepted the motorcycle

of the petitioner and recovered total quantity of 33.640 litres of

illicit liquor from the same.

4. Learned counsel for the petitioner submits that the

petitioner has got no criminal antecedent and has falsely been



implicated in this case with oblique motive. Learned counsel referring to para-10 of this petition, submits that the petitioner is not the owner of the said motorcycle. Learned counsel further submits that petitioner is in custody since 03.06.2020.

5. Having regard to the submissions made by the parties and taking into consideration the material on record and the fact that the petitioner is not the owner of the said motorcycle and is in custody since 03.06.2020, I am inclined to grant regular bail to the petitioner.

6. Accordingly, let the petitioner, NITISH KUMAR SHARMA @ NITESH KUMAR SHARMA 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 Additional Sessions Judge-II-cum-Special Judge, Excise, Gopalganj in connection with Kuchaikote PS Case No. 192/2020.

7. 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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