

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.25633 of 2020

Arising Out of PS. Case No.-107 Year-2020 Thana- FATEHPUR District- Gaya

DILIP KUMAR S/o Ram Prasad Yadav Resident of Village-Salaiyakala, Tola
Adharkichak, P.S.-Fatehpur, District-Gaya.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Vijay Anand, Advocate

For the Opposite Party/s : Smt. Asha Devi, A.P.P.

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 28-09-2020 Heard Mr. Vijay Anand, learned counsel for the

petitioner and Smt. Asha Devi, learned Additional Public

Prosecutor appearing for the State through video conferencing.

Petitioner seeks regular bail in connection with
Special Case No. 707 of 2020 arising out of Fatehpur P.S. Case
No. 107 of 2020 registered for the offences punishable under
Sections 30(a) and 30(2) of the Bihar Prohibition and Excise
Act, 2016.

The allegation against the petitioner is that the Police
intercepted the Motorcycle of the petitioner and recovered a
total quantity of 55 litres of *Mahua* liquor from the same.

Learned counsel for the petitioner submits that the
petitioner has not committed any offence in the manner alleged
and he has falsely been implicated in this case with oblique



motive. Learned counsel further submits that the petitioner has got one criminal antecedent, but the same is not of similar nature. The petitioner is in custody since 1.6.2020.

Having regard to the submissions made by the parties and taking into consideration the materials on record and the fact that the petitioner is in custody since 1.6.2020, I am inclined to grant regular bail to the petitioner.

Accordingly, let the petitioner, above named, be released on regular bail on furnishing bail bonds of Rs.20,000/- (Twenty thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge, Excise, Gaya, in connection with Special Case No. 707 of 2020 arising out of Fatehpur P.S. Case No. 107 of 2020.

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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