

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.30110 of 2020

Arising Out of PS. Case No.-261 Year-2020 Thana- BUXAR District- Buxar

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DIPAK KUMAR GUPTA @ DEEPAK KUMAR GUPTA S/O Rinku Kumar
Gupta R/O Vill. - Majhariya, P.S. - Buxar (Indl.), Dist. - Buxar.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Dr. Kamal Deo Sharma, Adv.

For the Opposite Party/s : Mr. Nawal Kishore Prasad, APP

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 26-11-2020 Heard Dr. Kamal Deo Sharma, learned counsel for

the petitioner and Mr. Nawal Kishore Prasad, Additional Public

Prosecutor for the state through video conferencing.

2. Petitioner seeks regular bail in connection with

Buxar (T) PS Case No. 261/2020 registered for the offence

punishable under Sections 30(a) of Bihar Prohibition & Excise

Act 2016.

3. The allegation, as per First Information Report, is

that the police intercepted a motorcycle on which two persons

were travelling and recovered total quantity of 64.95 litres of

illicit liquor from the same.

4. Learned counsel for the petitioner submits that the

petitioner has not committed any offence in the manner alleged

and the motorcycle, from which the alleged recovery has been



made, does not belong to the petitioner. Learned counsel further submits that no illicit liquor has been recovered from the conscious possession of the petitioner nor from the vehicle belonging to him and he is in custody since 23.06.2020.

5. Having regard to the submissions made by the parties and taking into consideration the material on record and the fact that petitioner is not the owner of the motorcycle and he is in custody since 23.06.2020, I am inclined to grant regular bail to the petitioner.

6. Accordingly, let the petitioner, DIPAK KUMAR GUPTA @ DEEPAK KUMAR GUPTA be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Additional District & Sessions Judge-II-cum-Special Judge, Excise, Buxar in connection with Buxar (T) PS Case No. 261/2020.

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

(Anil Kumar Sinha, J)

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