

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.31608 of 2020**

Arising Out of PS. Case No.-398 Year-2020 Thana- GOPALGANJ TOWN District-
Gopalganj

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VIJAY YADAV @ VIJAY PRASAD Son of Ram Iqbal Rai Resident of
Village- Khairwa, P.S.- Punaure, District- Sitamarhi.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Pushpendra Kumar Singh
For the Opposite Party/s : Mr.Nityanand Tiwary

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**CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI SHARAN
SINGH**

ORAL ORDER

2 03-12-2020 Heard learned counsel for the parties.

This application for regular bail arises out of Gopalganj P.S. Case No. 398 of 2020, disclosing the offence punishable under Sections 414/34 of the Indian Penal Code and Sections 30(a), 41(i) of Bihar Prohibition and Excise (Amendment) Act, 2018.

From one place two vehicles loaded with illicit liquor were recovered by the police. From the car, which was occupied by the petitioner, the police recovered 127.620 litres of illicit liquor, whereas from another vehicle 223.280 litres of illicit liquor was recovered.

Learned counsel appearing on behalf of the petitioner has attempted to convince this Court that since 127.60 litres of



illicit liquor has been recovered from the petitioner's possession and he has remained in custody since 10.07.2020, he may be given the privilege of regular bail now.

I, however, do not find it to be a fit case for grant of regular bail for the present, considering the quantity of illicit liquor seized from the possession of the petitioner and other co-accused, who were apprehended simultaneously at one place.

This application is accordingly rejected.

It is indicated that if there is no substantial progress at the trial, the petitioner shall be at liberty to renew his prayer for bail after six months.

It is directed that defects in the application pointed out by the Registry must be removed within two months from today.

(Chakradhari Sharan Singh, J)

Rajesh/-

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