

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.806 of 2020**

Arising Out of PS. Case No.-443 Year-2019 Thana- BIHPUR District- Bhagalpur

RAKESH SHARMA @ RAKESH KUMAR Son of Champalal Sharma  
Resident of Mohalla - Kumaharan, Charra, Rafatpur, P.S.- Charra, District -  
Aligarh (UP)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Ravi Shanker Pankaj

For the Opposite Party/s : Mr.Gauri Shankar Gupta

**CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA**  
**ORAL ORDER**

3      20-02-2020      Heard the parties.

The petitioner seeks regular bail in connection with  
Bihpur (Jhandapur) P.S.case no.443 of 2019 dated 29.11.2019  
registered for offences punishable under Sections 30(a), 38(i) of  
Bihar Prohibition and Excise Act, 2016.

There is recovery of 910 ltrs. of foreign liquor from the  
Pick-up Van, in which the petitioner is said to be driver.

Submission of the learned counsel for the petitioner is  
that he has nothing to do with the seized articles and *Khalasi* of  
the Van has already been granted bail by a Co-ordinate Bench  
of this Court, vide order dated 20.1.2020 passed in Cr. Misc.  
No.353 of 2020. Petitioner is in custody since 29.11.2019.  
charge sheet has already been submitted.



Heard learned A.P.P. also.

Having heard both sides and in view of the facts and circumstances, as stated above, let the petitioner, above named, be enlarged on bail on furnishing bail bond of Rs.25,000/- (Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned Addl. Sessions Judge II cum Special Judge, Excise, Bhagalpur in connection with Bihpur (Jhandapur O.P.) P.S.case no.443 of 2019.

With the above direction, this application is allowed.

**(Vinod Kumar Sinha, J)**

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