

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.12436 of 2021

Arising Out of PS. Case No.-230 Year-2020 Thana- FATEHPUR District- Gaya

SUNIL KUMAR Son of Bali Saw Resident of Mehta Petrol Pump, Abgila,
P.S.- Mufassil, District - Gaya.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Binod Kumar, Advocate

For the Opposite Party/s : A.P.P.

CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

2 24-06-2021 Heard learned counsel for the petitioner and learned
A.P.P. for the State through video conferencing.

The petitioner has filed the instant application for grant of regular bail in connection with Fatehpur P.S. Case No. 230 of 2020 registered under sections 30(a) and 32(2) of the Bihar Prohibition and Excise Act, 2016.

As per allegation in the F.I.R., on search, it is stated that 90 liters of country liquor was recovered from the vehicle being driven by this petitioner.

It is submitted by learned counsel for the petitioner that no incriminating article has been recovered from his possession or from his vehicle. He has been falsely implicated in the case. He has no criminal antecedent and is in custody since 6.10.2020.



The application for bail is opposed by learned A.P.P.
for the State.

Having heard learned counsel for the parties and
taking into consideration the facts and circumstances of the case
including the petitioner having remained in custody for over 8
months, the Court is inclined to enlarge the petitioner on bail.
The petitioner is directed to be enlarged on bail in connection
with Fatehpur P.S. Case No. 230 of 2020 on furnishing bail
bond of Rs.10,000/ (Rupees Ten Thousand) with two sureties of
the like amount each to the satisfaction of the learned Additional
District and Sessions Judge-II-cum-Special Judge, Excise Court,
Gaya.

(Partha Sarthy, J)

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