

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.14101 of 2021

Arising Out of PS. Case No.-325 Year-2020 Thana- KAJI MUHAMMADPUR District-
Muzaffarpur

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GOPAL JEE@GOPAL KUMAR Son of Sri Sanjay Kumar Singh Resident of
Village - Sadpura, Milki Tola, P.S.- Kazi Mohammadpur, Distt.-
Muzaffarpur.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sunil Kumar Pathak, Advocate

For the Opposite Party/s : Mr. Anil Kumar Singh No. 1, APP

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CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY

ORAL ORDER

2 02-07-2021 Heard learned counsel for the petitioner and learned

Additional Public Prosecutor for the State through video

conferencing.

The petitioner has filed the instant application for
grant of regular bail in connection with Kazi Mohammadpur
P.S. Case no. 325 of 2020 registered under sections 414 and 34
of the Indian Penal Code and section 30(a) of Bihar Prohibition
and Excise Act, 2016.

As per allegation in the FIR, it is stated by the
informant that on receiving information that some persons were
dealing in liquor, a raid was conducted. On reaching near the
vehicle, the eleven named accused persons including the
petitioner herein escaped and 119 litres of liquor was recovered



from the vehicle.

It is submitted by learned counsel for the petitioner that no incriminating article has been recovered from his possession. He has been falsely implicated in the case. He has no concern either with the seized liquor or the vehicle from which it is alleged to have been seized. He is in custody since 22.11.2020 and has no criminal antecedent.

The application for bail is opposed by learned Additional Public Prosecutor for the State.

Having heard learned counsel for the parties and taking into consideration the submissions made on behalf of the petitioner together with the petitioner not having any criminal antecedent and being in custody for 7 months, the Court is inclined to enlarge the petitioner on bail. The petitioner is directed to be enlarged on bail in connection with Kazi Mohammadpur P.S. Case no. 325 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 Special Judge Excise, Muzaffarpur.

(Partha Sarthy, J)

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