

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.28625 of 2021

Arising Out of PS. Case No.-281 Year-2020 Thana- KOCHADHAMAN District- Kishanganj

Mubarak Hussain @ Mobarok Hossain Son of Altab Ali Resident of Village-
Uttar Rampur, P.S.- Chakulia, District- Uttar Dinajpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Radha Mohan Singh, Advocate

For the Opposite Party/s : Mr. APP

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 23-11-2021 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner seeks regular bail in connection with
Special Case No. 334 of 2020 arising out of Kochadhaman P.S.
Case No. 281 of 2020 instituted for the offences under Sections
30(a), 35, 36 and 41 of the Bihar Prohibition and Excise Act,
2016.

Learned counsel for the petitioner submits that the
petitioner is in custody since 15.01.2021 and charge-sheet has
been submitted in the case.

Learned counsel for the petitioner submits that
allegation is of recovery of 798.9 litres of foreign liquor from a
pick-up van. It is further submitted that the petitioner was not
present at the time of search and it was the apprehended accused



who disclosed that the liquor was sold to them by the petitioner.

Learned A.P.P. for the State opposes the prayer for regular bail of the petitioner.

Considering the fact that the petitioner is in custody since 15.01.2021 and charge-sheet has been submitted in the case, let the petitioner above named be released on bail on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand only) with two sureties of the like amount each to the satisfaction of learned Additional District and Sessions Judge-cum-Special Judge (Excise), Kishanganj in connection with Special Case No. 334 of 2020 arising out of Kochadhaman P.S. Case No. 281 of 2020 subject to the condition as laid down under Section 437 (3) Cr.P.C.

(Satyavrat Verma, J)

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