

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.32596 of 2020

Arising Out of PS. Case No.-10 Year-2014 Thana- GOVERNMENT OFFICIAL COMP.
District- Samastipur

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Lal Babu Ram Son of Kelu Ram @ Kailu Ram Resident of Village -
Khatuaha, P.O. - Khairi, P.S. - Khanpur, District - Samastipur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Raja Ram Mishra, Adv.
For the Opposite Party/s : Dr. Ajit Kumar, APP

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CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

2 02-02-2021 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 Excise Case no.10 of
2014 registered under section 47(a) of the Bihar Prohibition and
Excise Act, 2016.

As per allegation in the F.I.R., 80 litres of country
liquor is stated to have been recovered from the road side and it
is stated that the petitioner managed to escape.

It is submitted by learned counsel for the petitioner
that the allegation against the petitioner of having escaped is
false and incorrect. In any case, the place of recovery is the road
side. No recovery has taken place from the person or possession



of the petitioner. The petitioner is in custody since 20.3.2020.
Charge sheet has been submitted in the case.

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 petitioner being in custody since
20.3.2020 and the place of recovery, this Court is inclined to
enlarge the petitioner on bail. The petitioner is directed to be
enlarged on bail in connection with Excise Case no.10 of 2014
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 ADJ-II-cum-Special Judge, Excise Act, Samastipur.

(Partha Sarthy, J)

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