

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.42630 of 2021**

Arising Out of PS. Case No.-24 Year-2021 Thana- GOVERNMENT OFFICIAL COMP.
District- Sitamarhi

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KAILASH MUKHIYA S/o Late Gagandeo Mukhiya Resident of Village-
Narha, Ward No.05, P.S.- Bajpatti, District- Sitamarhi.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Virendra Kumar, Advocate
For the Opposite Party/s : Mr.Ramchandra Sahni, APP

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**CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER**

2 15-12-2021 Heard the learned counsel for the petitioner and the

learned A.P.P. for the State.

The petitioner seeks regular bail in connection with
G.O. Case No. 24 of 2021 for the offence registered under
Section 30(a) of the Bihar Prohibition and Excise Act.

The allegation is regarding recovery of 75.00 litres of
illicit liquor from a bag while the petitioner was crossing the
Indo-Nepal border.

The learned counsel for the petitioner has submitted
that the petitioner is innocent, has been falsely implicated in the
present case, is having a clean antecedent and he is languishing
in custody since 21.02.2021.

Per contra, the learned counsel for the State has



vehemently opposed the prayer for bail.

Having regard to the facts and circumstances of the case, considering the submissions made by the learned counsel for the petitioner and taking into account the materials available on record as also considering the period of incarceration of the petitioner herein, I deem it fit and proper to direct for release of the petitioner herein on regular bail.

Accordingly, the petitioner, above named, is directed to be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned A.D.J.-II-cum-Special Judge, Excise Act, Sitamarhi in connection with G.O. Case No. 24 of 2021.

(Mohit Kumar Shah, J)

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