

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.36161 of 2020**

Arising Out of PS. Case No.-144 Year-2019 Thana- LAUKAHI District-
Madhubani

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Md. Kaiyum Miya Son of Md. Baldeo Miyan R/o Village- Bantol, P.S.-
Laukahi, District- Madhubani

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

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Appearance :

For the Petitioner : Mr. Ravindra Kumar Singh, Advocate

For the State : Mr. J.K. Singh, APP

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL ORDER

2 29-01-2021 Heard learned counsel for the petitioner and learned

APP for the State. Learned counsel for the petitioner has filed an
undertaking to remove all defects pointed out by the Stamp
Reporter as and when required. It is accordingly directed that all
defects pointed out by the Stamp Reporter be removed within
one month hereof.

2. The petitioner is in custody since 07.07.2020 in
connection with Laukahi P.S. Case No. 144 of 2020 corresponding
to G.R. No. 1323 of 2020 for the offences alleged under Sections
272 and 273 of the Indian Penal Code and Sections 30(a), 37 (c)
of the Bihar Prohibition and Excise Act, 2016.

3. It is submitted that the petitioner has been falsely
implication in connection with recovery of 297 litres of Nepali
country made wine. It is further submitted that the said goods



have not been recovered from the conscious possession of the petitioner. The petitioner claims clean antecedents.

4. Learned APP appears and has been heard.

5. Be that as it may and having regard to the period of custody already suffered since 07.07.2020, let the petitioner above named be released on bail on furnishing bail bond of Rs.10,000/-(ten thousand) with two sureties of like amount each to the satisfaction of learned Additional Sessions Judge-II-cum-Special Judge, Excise Act, Madhubani, in connection with Laukahi P.S. Case No. 144 of 2020 corresponding to G.R. No. 1323 of 2020, if he is not otherwise required in any other case.

6. Office shall follow-up to ensure that all defects are removed and compliance with the notices of this Court are made by the petitioner within the stipulated time provided in para-1 hereinabove, failing which the matter shall be brought to the notice of this Court.

(Vikash Jain, J)

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