

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.48411 of 2021**

Arising Out of PS. Case No.-67 Year-2020 Thana- GOVERNMENT OFFICIAL COMP.
District- Banka

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KUNDAN KUMAR S/o Vakil Thakur Resident of Village- Jhanjhara, P.S.-
Pasraha, Dist.- Khagariya.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

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Appearance :

For the Petitioner/s : Mr.Vibhakar Kumar

For the Opposite Party/s : Mr.Suresh Prasad Singh, APP

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**CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI SHARAN
SINGH**

ORAL ORDER

2 01-09-2021 This matter has been taken up for hearing *on-line*

because of COVID-19 Pandemic restrictions.

Heard learned counsel for the parties.

This application for grant of regular bail arises out of
Excise Complaint No. 67 of 2020, registered for the offence
punishable under Section 30(a) of the Bihar Prohibition and
Excise Act, 2018.

The petitioner is in custody since 20.08.2020. His
prayer for regular bail was earlier rejected by an order dated
12.01.2021 passed in Cr. Misc. No. 35359 of 2020. The
petitioner has renewed his prayer for bail by filing the present
application.

The petitioner was apprehended on the spot on the
allegation of recovery of 547.5 liters of Indian made foreign



liquor from a pick-up van owned by the petitioner.

Learned counsel for the petitioner has submitted that he has remained in custody for more than a year. It has been stated in paragraph 3 of the application that the petitioner has no criminal antecedent.

Considering the facts and circumstances, particularly, period of incarceration, this application is allowed.

Let the petitioner, above named, 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 the learned Additional Sessions Judge-II, Banka, in Excise Complaint Case No. 67 of 2020.

(Chakradhari Sharan Singh, J)

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