

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.36397 of 2020**

Arising Out of PS. Case No.-208 Year-2020 Thana- MUZAFFARPUR SADAR
District- Muzaffarpur

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Md Imtiyaz S/O Md Yunus @ Yunus Miyan R/O Bhagwanpur Nunfar,
Prabhat Tara School Road, Bhagwanpur, P.S. - Sadr, District - Muzaffarpur

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

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Appearance :

For the Petitioner : Mr. Raju Kumar, Advocate

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

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL ORDER

2 30-01-2021

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 13.08.2020 in connection with Sadar P.S. Case No. 208 of 2020 for the offences alleged under Sections 341, 323, 326, 353/34 of the Indian Penal Code and Section 30(a), 45 of the Bihar Prohibition and Excise Act, 2016.

3. It is submitted that the petitioner has been falsely implicated in connection with recovery of 37.215 litres of illegal wine from a *Scooty*. It is stated that the petitioner has no concern



with the *Scooty* and the offending goods were not recovered from his conscious possession. 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 13.08.2020, 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 Special Judge, Excise, Muzaffapur, in connection with Sadar P.S. Case No. 208 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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