

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.36398 of 2020**

Arising Out of PS. Case No.-200 Year-2020 Thana- BIBHUTIPUR District-
Samastipur

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Bimlesh Kumar @ Vimlesh Kumar son of Late Baidhyanath Mahto @ Late
Bajinath Mahto Resident of Village- Chakka Khanpur, Ward No. 10, P.S.-
Khanpur, District- Samastipur.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

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Appearance :

For the Petitioner : Mr. Abhay Shankar Singh, 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 20.07.2020 in
connection with Vibhutipur P.S. Case No. 200 of 2020 for the
offences alleged under Sections 272, 273 of the Indian Penal
Code and Section 30(a) of the Bihar Prohibition and Excise Act,
2016.

3. It is submitted that the petitioner has been falsely
implicated in connection with recovery of 134.280 litres of illegal



foreign liquor from a *tempo*. It is stated that the petitioner has no concern with the *tempo* 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 20.07.2020, 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 2nd Additional Sessions Judge-cum-Special Judge (Excise), Samastipur, in connection with Vibhutipur P.S. Case No. 200 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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