

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.38702 of 2020

Arising Out of PS. Case No.-106 Year-2020 Thana- GAMAHAIRIYA District- Madhepura

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Dipak Kumar son of Dilip Yadav @ Dilo Yadav Resident of Vill.- Kamajari,
Ward No. 11, P.S.- Gamharia, Distt.- Madhepura.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Uday Chand Prasad

For the Opposite Party/s : Mr. A.G.

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

2 08-02-2021 Heard learned counsel for the petitioner and

learned counsel appearing on behalf of the State.

The petitioner is in custody in connection with

Excise Case No. 540 of 2020 (Madhepura Complaint

Case No. 106 of 2020-21) for the offences under

Sections 30(a) of the Bihar Prohibition & Excise Act.

In the instant case, 269 litres of liquor has

been seized from the house of the petitioner.

Learned counsel appearing on behalf of the

petitioner would submits that petitioner is no way



connected with the trade of liquor and he has been implicated in this case due to village politics. The liquor was seized from the courtyard of the house. Petitioner is not the owner of the liquor but one Dipen Kumar is owner of the liquor.

The petitioner is in custody since 24.08.2020.

Considering the fact that recovery was made from the courtyard of the house, this Court is inclined to grant bail to the petitioner, subject to deposit of cash of Rs. 50,000/- by the petitioner.

On deposit of cash of Rs. 50,000/- by the petitioner, the petitioner, above named, shall be released on bail on furnishing bail bonds of Rs. 50,000/- (Rupees fifty thousands) with two sureties of the like amount each to the satisfaction of learned 2nd Additional Sessions Judge-cum-Special Judge, Excise Act, Madhepura in connection with Madhepura Complaint Case No. 106 of 2020-21, arising out of Excise Act Case No. 540 of 2020.



The deposit of cash of Rs. 50,000/- shall abide
by the final outcome of the present pending criminal
case.

(Anil Kumar Upadhyay, J)

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