

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.38946 of 2020

Arising Out of PS. Case No.-389 Year-2020 Thana- SUGAULI District- East Champaran

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Vinod Bhagat Son of Shivalochan Bhagat Resident of Village - Sugaondih,
P.S.- Sugauli, District - East Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Madhurendra Kumar, Adv.

For the Opposite Party/s : Mr.Rajeev Narayan, APP

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

2 12-02-2021 Heard learned counsel for the petitioner and the

counsel appearing on behalf of the State.

Petitioner is in custody in connection with Sugauli
P.S. Case No. 389 of 2020 for the offence under section 30(A)
of the Bihar Prohibition and Excise Act, 2016.

Learned counsel for the petitioner submits that
petitioner has no criminal antecedent.

In the instant case total 3465 liters of Indian Foreign
Liquor was seized from the poultry farm owned by this
petitioner.

Learned counsel submits that the seizure was not
prepared in accordance with the mandatory provision 100 of
Cr.P.C. Learned counsel further submits that the petitioner is
hermit and resides at Dharampur Math. The poultry farm



belongs to family of the petitioner.

The petitioner is in custody since 7.8.2020.

Considering the submission of the petitioner that poultry farm belongs to family of the petitioner and not run by this petitioner who has hermit, the Court is inclined to grant bail to the petitioner, let the petitioner, named above, be enlarged on bail on furnishing bail bond of Rs. 1,00,000/- (One lakh) with two sureties of the like amount each to the satisfaction of learned 7th Additional Sessions Judge-cum-Special Judge, Excise, East Champaran, Motihari, in connection with Sugauli P.S. Case No. 389 of 2020 subject to the condition that the petitioner shall deposit Rs. 1,00,000/- cash in the court below and the amount of Rs.1,00,000/- cash deposited by the petitioner shall abide by final outcome of the pending criminal case.

(Anil Kumar Upadhyay, J)

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