

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.4444 of 2021

Arising Out of PS. Case No.-318 Year-2019 Thana- BIBHUTIPUR District- Samastipur

Vikash Kumar @ Vikash Kumar Singh Son of Kamlesh Singh Resident of
Village - Sakhmohan, P.S.- Vibhutipur, District - Samastipur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Anshu Dhar Sharma, Adv.

For the Opposite Party/s : A.P.P.

CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

2 22-03-2021 Heard learned counsel for the petitioner and learned
APP for the State, through video conferencing.

The petitioner has filed the instant application for grant of regular bail in connection with Bibhutipur P.S. Case no. 318 of 2019 registered under sections 272 and 273 of the Indian Penal Code and section 30(a) of the Bihar Prohibition and Excise Act.

As per allegation in the FIR, on a raid being conducted 438.045 litres of IMFL is stated to have been recovered.

It is submitted by learned counsel for the petitioner that no recovery of any incriminating article as alleged has taken place from the person or possession of the petitioner. The petitioner is in custody since 24.8.2020 i.e. for more than seven



months.

The application for bail is opposed by learned APP for the State.

Having heard learned counsel for the parties and taking into consideration the facts and circumstances of the case, the Court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on bail in connection with Bibhutipur P.S. Case no. 318 of 2019 on furnishing bail bond of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of the learned Additional District Judge-2nd-cum-Special Judge, Excise, Samastipur.

(Partha Sarthy, J)

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