

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.3728 of 2021

Arising Out of PS. Case No.-179 Year-2020 Thana- GOVERNMENT OFFICIAL COMP.
District- Madhubani

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DOMA MUKHIYA SON OF UPENDRA MUKHIYA RESIDENT OF
VILLAGE - MANGARAUNI, P.S. - RAJ NAGAR, DISTRICT-
MADHUBANI

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Ravi Prakash
Mr.Gagan Deo Yadav
For the Opposite Party/s : Mr.Uma Shankar Pd. Singh, APP

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CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 17-03-2021 Heard learned counsel for the petitioner and learned
A.P.P. for the State through virtual court proceeding.

Learned counsel for the petitioner undertakes to
remove the defects, as pointed out by the office, within four
weeks of resumption of normal court proceeding. In the
eventuality of non-removal of defects within undertaken period,
the office will place the matter before the Bench.

The petitioner seeks bail in connection with G.O.
Case No.179 of 2020, registered for the offence punishable
under Sections 30(a) of the Bihar Prohibition and Excise Act,
2016.

35 liters of Nepali wine is said to have been



recovered from the shop of the petitioner.

It is submitted by learned counsel for the petitioner that no incriminating article has been recovered from the conscious physical possession of the petitioner. It is submitted that though the wine has been recovered from the shop of the petitioner but the shop is a public place and customers do visit there. It is further submitted that the petitioner has no concern either with the seized liquor or any trade of liquor. The petitioner has been falsely implicated in this case. Petitioner has no criminal antecedent as mentioned in para-3 of the present petition and has been languishing in custody since 10.10.2020.

Petitioner is agreed to deposit a sum of Rs. 10,000.00 (Rupees Ten Thousand) in the PM Cares fund, bearing Account No.2121PM20202, IFSC Code: SBIN0000691, SWIFT Code: SBININBB104, State Bank of India, New Delhi Main Branch, UPI ID : pmcares@sbi.

Having regard to the facts and circumstances of case, let the above named petitioner, be released on bail, on furnishing bail bond of Rs.25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of learned court below, in connection with G.O. Case No.179 of 2020.



The bail bonds of the petitioner shall be accepted by
the learned Court below on showing receipt of deposit of
Rs.10,000.00 (Rupees Ten Thousand) in the PM Cares fund.

(Anjani Kumar Sharan, J)

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