

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.5336 of 2021**

Arising Out of PS. Case No.-250 Year-2020 Thana- GOVT. OFFICIAL COMPLAINT CASE  
District- Sheikhpura

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Gautam Mathur S/o- Kapildeo Prasad R/o Mohalla- Chanderkuan, P.S.-  
Barbigha, District- Sheikhpura.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Dr. Anjani Pd. Singh, Adv.  
For the Opposite Party/s : APP

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**CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY**  
**ORAL ORDER**

2      26-03-2021                      Heard learned counsel for the petitioner and  
learned A.P.P for the State through video conferencing.

The petitioner has filed the instant application for  
grant of regular bail in connection with Excise Case no. 250 of  
2020 registered under section 30(a) of the Bihar Prohibition and  
Excise Act, 2016.

As per allegation in the F.I.R., 123.84 litres of illicit  
liquor was recovered from the vehicle in which the petitioner  
was an occupant.

It is submitted by learned counsel for the petitioner  
that no recovery as alleged has taken place from the possession  
or vehicle of the petitioner who is in custody since 28.9.2020  
and has no criminal antecedent.



The application for bail is opposed by learned A.P.P.  
for the State.

Having heard learned counsel for the parties and taking into consideration the petitioner being in custody since 28.9.2020 and not having any criminal antecedent, this Court is inclined to enlarge the petitioner on bail. The petitioner is directed to be enlarged on bail in connection with Excise Case no. 250 of 2020 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 ADJ- II, Sheikhpura.

**(Partha Sarthy, J)**

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