

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.10130 of 2021

Arising Out of PS. Case No.-20 Year-2020 Thana- ATHMALGOLA District- Patna

Lallu Kumar @ Vikas Kumar Son of Chottan Singh Resident of Village -
Jamalpur Kalyanpur, P.S. - Athmalgola, Dist.- Panta.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ravish Mishra, Advocate

For the State : Mr. Shyam Kumar Singh, APP

CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

2 15-06-2021 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State through video
conferencing.

The petitioner has filed the instant application for
grant of regular bail in connection with Athmalgola P.S. Case
no. 20 of 2020 registered under section 30(a) of the Bihar
Prohibition and Excise Act, 2016.

As per allegation in the FIR, on secret information
having been received, it is stated that a raid was conducted.
While the five accused persons managed to escape, a total of
1057.2 litres of illicit liquor was recovered. The petitioner was
identified as one of the accused who had escaped.

It is submitted by learned counsel for the petitioner
that the petitioner has been falsely implicated in the case. No



incriminating article has been recovered from his possession. He has no criminal antecedent and is in custody since 6.9.2020. He has no concern with the alleged place of recovery.

The application for bail is opposed by learned Additional Public Prosecutor for the State.

Having heard learned counsel for the parties and taking into consideration the facts and circumstances of the case including the petitioner not having any criminal antecedent and having remained in custody for over 9 months, the Court is inclined to enlarge the petitioner on bail. The petitioner is directed to be enlarged on bail in connection with Athmalgola P.S. Case no. 20 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 Special Judge, Excise, Patna.

Prakash/-

(Partha Sarthy, J)

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