

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.62347 of 2021**

Arising Out of PS. Case No.-395 Year-2020 Thana- MADHEPURA District- Madhepura

VIKRAM KUMAR ROY @ VIKRAM KUMAR SINGH Son of Vinod
Kumar Roy Resident of Village - Kashi Roy Tola, Ward No.- 02, Post Office -
Nariyar, P.S.- Saharsa, District - Saharsa.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Uday Chand Prasad, Adv.

For the Opposite Party/s : Mr. Ajit Kumar, APP

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

2 12-04-2022 Heard learned counsel for the parties.

The petitioner has preferred this application for grant
of regular bail in a case registered under section 30(a) of the
Bihar Prohibition and Excise Act, 2016.

As per the prosecution case, 242.25 litres of liquor
was recovered from the vehicle belonging to the petitioner
which was parked in the petrol pump.

It is submitted by learned counsel for the petitioner
that no incriminating article has been recovered from the
petitioner's possession or from his vehicle. He has been falsely
implicated in the case because of his antecedent. He is in
custody since 1.4.2021 and chargesheet has been submitted in
the case.



The application for bail is opposed by learned A.P.P. for the State who submits that the petitioner has an antecedent under the Bihar Prohibition and Excise Act, 2016.

Having heard learned counsel for the parties and taking into consideration the facts of the case together with the petitioner not having been arrested at the spot and and having remained in custody for over 1 year, the Court directs the petitioner to be enlarged on bail in connection with Madhepura P.S. Case no. 395 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 Additional Sessions Judge-II-cum-Special Judge, Excise Act, Madhepura.

(Partha Sarthy, J)

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