

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.65269 of 2021**

Arising Out of PS. Case No.-135 Year-2021 Thana- MOTIPUR District- Muzaffarpur

RAJESHWAR BHAGAT @ RAMESHWAR BHAGAT Son of Moti Lal
Bhagat Resident of Village - Senduari Gajsingh, P.S. - Motipur, District -
Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Manoj Kumar, Advocate

For the Opposite Party/s : Mr. Mritunjay Kumar Nirala, A.P.P.

**CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER**

2 04-02-2022 Heard learned counsel for the petitioner and learned
A.P.P. for the State through virtual court proceedings.

Let the defect(s), if any, be removed within a period
of four weeks after complete start of the physical Court.

The petitioner seeks regular bail in connection with
Motipur P.S. Case No. 135 of 2021 instituted for the offences
under Sections 30(a), 41(1)(2) of the Bihar Prohibition and
Excise (Amendment) Act, 2018.

Learned counsel for the petitioner submits that the
petitioner is in custody since 26.09.2021, is a person with clean
antecedent and charge-sheet has been submitted.

Total recovery of liquor is 217.760 out of which
209.760 litre was recovered from the fodder house of the
petitioner.



Learned counsel for the petitioner submits that the fodder house is situated outside the house and, as such, was not aware who had kept the liquor in the house.

Learned A.P.P. for the State vehemently opposes the prayer for regular bail of the petitioner.

Considering the fact that the petitioner is in custody, is a person with clean antecedent and charge-sheet has been submitted, let the petitioner above named be released on bail on furnishing bail bond of Rs.2,000/- (Rupees Two Thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge, Excise, Muzaffarpur in connection with Motipur P.S. Case No. 135 of 2021.

(Satyavrat Verma, J)

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