

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No 32831 of 2023

Arising Out of PS. Case No.-300 Year-2020 Thana- GARDANIBAG District- Patna

DEEPAK KUMAR @ DEEPAK YADAV Son of Krishna Dev Rai @ Krishna
Rai Resident of Village- Near Naurangi School Janta road, Police Station-
Gardanibagh, District- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr Jay Ram Prasad, Advocate

For the Opposite Party/s : Mr Binod Kumar, APP

CORAM: HONOURABLE MR JUSTICE CHANDRA PRAKASH SINGH

ORAL ORDER

2 24-05-2023 Learned counsel for the petitioner is permitted to
remove defect (s), as pointed out by the office, if any, within a
period of four weeks on resumption of physical mode.

Heard learned counsel for the petitioner and learned
Additional Public Prosecutor (for brevity, **APP**) appearing for
the State of Bihar.

The petitioner has preferred this application for grant
of regular bail in connection with Special Case No 3817 of 2020
arising out of Gardanibagh Police Station (for brevity, **PS**) Case
No 300 of 2020 dated 07.06.2020 registered for the offence
punishable under Sections 30 (a), 36 of Bihar Prohibition and
Excise Amendment Act, 2018.

As per the prosecution case, there is recovery of



176.220 liters of illicit liquor from three vehicles.

Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. The petitioner is accused in one more criminal case, as stated in paragraph 3 of the bail petition. He is in custody in this case since 02.02.2023. It is further submitted that petitioner is not the owner of the vehicles.

Learned APP has vehemently opposed the bail petition of the petitioner.

Considering the aforesaid facts and circumstances of the case, the period of custody as well as the nature of allegation against the petitioner, the petitioner above named is directed to be released on bail on his furnishing bonds of Rs 20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of Special Judge, Excise, Patna in Gardanibagh PS Case No 300 of 2020 dated 07.06.2020.

This application stands allowed.

(Chandra Prakash Singh, J)

M.E.H./-

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