

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.34111 of 2023

Arising Out of PS. Case No.-741 Year-2022 Thana- MAHUA District- Vaishali

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Dipak Kumar @ Dipak Rai Son Of Shivchandra Rai R/O Vill.- Mahua Singh
Rai, P.S.- Mahua, Distt.- Vaishali.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

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Appearance :

For the Petitioner/s : Mr.Saroj Kumar Choudhary, Advocate

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

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**CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH
SINGH**

ORAL ORDER

2 25-05-2023 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
A.P.P for the State.

The petitioner has preferred this application for grant
of regular bail in connection with Mahua P.S Case No. 741/2022
dated 24.11.2022 registered for the offence punishable under
Sections 414 read with 34 of the Indian Penal Code and
Sections 30(a), 32(2), 34(ii) and 41(1) of Bihar Prohibition and
Excise Act.

As per the prosecution case, total 2079 liters of
foreign liquor was recovered from a pick up van.



Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. Nothing has been recovered from the conscious possession of the petitioner. The petitioner is neither the owner nor the driver of the seized vehicle. The petitioner is accused in five other criminal cases and he is on bail in two of the aforesaid cases as stated in para 3 of the bail petition. The petitioner is in custody since 01.04.2023.

Learned A.P.P. for the State has vehemently opposed the bail petition of the petitioner.

Considering the aforesaid facts and circumstances of the case as well as the period of custody, the petitioner above-named, is directed to be enlarged on bail on furnishing bail-bond of Rs.20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Court concerned, Vaishali in connection with Mahua P.S Case No. 741/2022.

The application stands allowed.

(Chandra Prakash Singh, J)

Atul/-

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