

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.38597 of 2023

Arising Out of PS. Case No.-219 Year-2023 Thana- KUCHAIKOTE District- Gopalganj

VIKASH KUMAR, Son of Late Harbansh Lal, Resident of house No. 1634
NH BC, Sector -11-12, P.S. - Chandani Bag, Distt. - Panipat (Haryana)

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

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

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

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

ORAL ORDER

2 05-07-2023 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 Kuchaikote P.S. Case No. 219 of 2023 dated 08.05.2023 registered for the offences punishable u/ss 30(a), 32(2) and 41(1) of the Bihar Prohibition and Excise Act.

As per the prosecution case, total 6658.11 litres of foreign liquor was recovered from the truck. The apprehended person disclosed his name as Vikash Kumar (petitioner).



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. He has further submitted that the petitioner has no concern with the alleged recovery. The petitioner has got clean antecedent as stated in para 3 of the bail petition. The petitioner is in custody since 09.05.2023.

Learned A.P.P. for the State has vehemently opposed the prayer of 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, Gopalganj in connection with Kuchaikote P.S. Case No. 219 of 2023.

The application stands allowed.

(Chandra Prakash Singh, J)

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