

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.38910 of 2023

Arising Out of PS. Case No.-55 Year-2023 Thana- GWALPARA District- Madhepura

VIKASH KUMAR son of Naresh Sah Village- Khajuri Ward no-9, Ps- Sour
Bazar Dist- Saharsa

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sharda Nand Mishra

For the Opposite Party/s : Mr.Nitya Nand Tiwary

**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 Gwalpara P.S Case No. 55 of 2023 dated 29.03.2023 registered for the offences punishable u/s 30(a) (c) of the Bihar Prohibition and Excise Act.

As per the prosecution case, total 175.17 litres of illicit liquor was recovered from the Scorpio car.

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 not the owner of the said vehicle. The petitioner has clean antecedent as stated in para 3 of the bail petition. The petitioner is in custody since 30.03.2023.

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 Madhepura in connection with Gwalpara P.S. Case No. 55 of 2023.

The application stands allowed.

(Chandra Prakash Singh, J)

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