

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.47388 of 2023**

Arising Out of PS. Case No.-169 Year-2016 Thana- GOVERNMENT OFFICIAL COMP.
District- Muzaffarpur

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Vikash Gupta @ Vikash Kumar Son Of Late Jagmohan Gupta Resident Of
Village- Tin Kothiya Bhola Chowk, Ps- Bhithanpur, District- Muzaffarpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Anupam Prabhat Shrivastava, Advocate
For the Opposite Party/s : Mr. Dr. Indivar Kumari, APP

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CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 25-07-2023 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in anticipation of his arrest
in a case registered for the offences punishable under Section
30(a) of the Bihar Prohibition and Excise Act.

3. The learned counsel for the petitioner submits that
the petitioner is a person with clean antecedent and the
allegation is of recovery of 181.44 litres of liquor from a factory.

4. The learned counsel for the petitioner submits that
petitioner was not arrested from the spot, as such, nothing was
recovered from his conscious possession and he came to be
implicated on the basis of suspicion, it is also submitted that
petitioner has no concern with the factory in question from



where the alleged recovery was made.

5. Learned A.P.P. opposes the bail application.

6. Considering the submissions made by the learned counsel for the petitioner, the petitioner, above named, in the event of his arrest or surrender before the learned Court below within a period of six weeks, is directed to be released on bail on his furnishing bail-bonds in the sum of Rs. 1,000/-(Rupees One Thousand) with two sureties of the like amount each to the satisfaction of the learned Exclusive Special Judge Excise, Court No. II, Muzaffarpur in connection with Muzaffarpur Excise P.S. Case No 169 of 2016, subject to the conditions laid down under Section 438(2) of the Cr.P.C.

7. The application stands allowed.

(Satyavrat Verma, J)

Sankalp/-

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