

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26929 of 2024

Arising Out of PS. Case No.-39 Year-2024 Thana- MAIRWAN District- Siwan

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Amit Kumar @ Golu Gupta S/o Lal Babu Sah R/O VILLAGE -
BISHAMBHARPUR, P.S. - DERNI, DISTRICT - SARAN

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Bijay Prakash Singh, Advocate

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

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CORAM: HONOURABLE MR. JUSTICE RAMESH CHAND
MALVIYA

ORAL ORDER

2 19-04-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in a case registered for an
offence punishable under Section 30(a) of the Bihar Prohibition
and Excise (Amendment) Act, 2022.

3. As per allegation in the FIR, it is a case of total
164.280 liters of foreign liquor was recovered from a Honda
City Car bearing registration no.BR-01-AS-5279.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in this
case and no test identification parade has been conducted and
nothing has been recovered from the conscious possession of
the petitioner and petitioner is in custody since 09.02.2024.



5. Learned APP for the State opposes the prayer for bail of the petitioner.

6. Considering the aforesaid facts and circumstances of the case, let the petitioner above named be released on bail *after framing of charge* on furnishing bail bonds of Rs.10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of Exclusive Special Excise Court No.I, Siwan in connection with Mairwa P.S Case No. 39 of 2024.

7. The trial Court is directed to conclude the proceeding of framing of charge according to law within a period of 15 (fifteen days) from the date of receipt of a copy of this order. However, it is made clear that if the charge-sheet has not been submitted then the petitioner shall be released on bail on above conditions and he shall be present physically on each and every date before the Trial Court till conclusion of the proceeding of framing of charge.

(Ramesh Chand Malviya, J)

Brajesh Kumar/-

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