

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.41495 of 2018

Arising Out of PS. Case No.-658 Year-2018 Thana- GOVERNMENT OFFICIAL COMP.
District- Araria

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1. Bechan Yadav, S/o Bhuneshwar Yadav.
2. Sushil Kumar S/o Krishna Kumar Yadav.
Both R/o Vill-Mahua Yadav Tola, Ward no. 13, P.S. Supaul, Dist-Supaul.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Kundan Kumar Singh
For the Opposite Party/s : Mr. Ajay Kumar Jha

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

ORAL ORDER

2 11-07-2018 Heard learned counsel for the petitioners and learned
APP for the State.

The petitioners seek bail in connection with
Special Case no. 658 of 2018 registered under Section 30(a) of
Bihar Prohibition and Excise Act 2016.

179.76 lts. of foreign liquor is said to have been
recovered from four wheeler and a person managed to escape
from the said vehicle while the petitioners were apprehended.

It is submitted by learned counsel for the
petitioners that no incriminating article has been recovered from
conscious physical possession of the petitioners. They have no
concern either with the seized liquor or with the vehicle in



question. They happen to be simple passerby and have been falsely implicated in this case by the personnel of Excise Department merely on suspicion while the real culprits managed to escape seeing them. They have no criminal antecedent. They have been languishing in custody since 06.06.2018.

In the facts and circumstances of the case, the above named petitioners are directed to be enlarged on bail on furnishing bail bonds of Rs. 10,000/- (Ten thousand) each with two sureties of the like amount each to the satisfaction of the learned Additional Sessions Judge-II-cum-Special Judge, Araria in connection with Special Case no. 658 of 2018.

(Prakash Chandra Jaiswal, J)

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