

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.13588 of 2019**

Arising Out of PS. Case No.-12 Year-2019 Thana- SALAKHUA District- Saharsa

1. DEEPAK KUMAR AND ORS Son of Siyalal Mahton Resident of Village-Salkhua Goath, Police Station- Salkhua, District- Saharsa.
2. Vakil Kumar @ Vakil Yadav Son of Pulendra Yadav Resident of Village-Kopariya, Police Station- Salkhua, District- Saharsa.
3. Vikash Kumar @ Vikash Yadav Son of Chalitar Yadav Resident of Village-Kopariya, Police Station- Salkhua, District- Saharsa.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Ashok Kumar Mishra  
For the Opposite Party/s : Mr. Navin Kumar Pandit, A.P.P.

**CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY**  
**ORAL ORDER**

2      06-03-2019                      Heard learned counsel for the petitioners and learned counsel appearing on behalf of the State.

The petitioners are in custody in connection with Salkhua P.S. Case No. 12 of 2019, registered for the offence punishable under Sections 272, 273 of the Indian Penal Code and Section 30 (a) of the Bihar Prohibition and Excise Act, 2016.

Learned counsel for the petitioners submits that in the instant case total 108 liters of foreign liquor was seized from Pick-Up Van. Learned counsel for the petitioners further submits that nothing was recovered from the physical or conscious



possession of the petitioners or from their house. He submits that seizure was made in front of house of Manwod Kumar not from these petitioners. Learned counsel for the petitioners would submit that petitioners have no criminal antecedent and they are in custody since 11.01.2019.

Considering the fact petitioners have no criminal antecedent and nothing was recovered from the conscious possession of the petitioners, let the petitioners named above be released on bail on furnishing bail bond of Rs.10,000/- (Rupees ten thousand) each with two sureties of the like amount each to the satisfaction of the Learned Special Judge, Excise Act, Saharsa, in connection with Salkhua P.S. Case No. 12 of 2019, corresponding to Special (Excise) Case No. 28 of 2019.

**(Anil Kumar Upadhyay, J)**

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