

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.18993 of 2019**

Arising Out of PS. Case No.-73 Year-2019 Thana- GOVERNMENT OFFICIAL COMP.
District- Gaya

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1. GULAB CHAND YADAV Son of Late Rambrich Yadav Resident of Village - Chatthar, P.S.- Khizer Sarai, District - Gaya
 2. Guddu Kumar Son of Babu Ram Yadav Resident of Village - Jolbigha, P.S.- Khizer Sarai, District- Gaya

... .. Petitioner/s

Versus

THE STATE OF BIHAR Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Syed Ehteshamuddin

For the Opposite Party/s : Mr.Damodar Prasad Tiwary

**CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER**

2 06-05-2019 Heard learned counsel for the parties.

The petitioners are apprehending their arrest in connection with Excise Case no.73 of 2019 , registered for offences punishable under Sections 30(g) of the Bihar Prohibition and Excise Act, 2016.

Allegation as per FIR is that 800 kg. of *Mahua* was recovered from the bushes near *Aahar* and name of the petitioner was disclosed by the persons assembled there.

Submission of the learned counsel for the petitioners is that he has no criminal antecedent and the false allegation has been made in this case.



Heard learned A.P.P. also.

Having heard both sides and in view of the facts and circumstances, as stated above, let the petitioners, above named, in the event of arrest or surrender before the court below within a period of six weeks from the date of receipt of order be released on bail on furnishing bail bond of Rs.25,000/- (Twenty Five Thousand) each with two sureties of the like amount each to the satisfaction of the learned Spl. Judge (Excise) Gaya in connection with Excise P.S.Case No.73 of 2019, subject to condition as laid down under Section 438 (2) of the Code of Criminal Procedure.

With the aforesaid direction, this application is allowed.

(Vinod Kumar Sinha, J)

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