

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.47812 of 2019**

Arising Out of PS. Case No.-406 Year-2019 Thana- ARA NAWADA District- Bhojpur

1. Nisogi Mushar @ Niyogi Mushar Son of Vijay Mushar Resident of Village- Anaith Bazar Samiti, Mushar Toli, P.S. Ara Nawada, District- Bhojpur.
2. Dharmendra Mushar Son of Late Vijay Mushar Resident of Village- Anaith Bazar Samiti, Mushar Toli, P.S. Ara Nawada, District- Bhojpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Shiv Prasad Gupta

For the Opposite Party/s : Mr. Vinod Shanker Modi

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

2      01-08-2019                      Heard learned counsel for the petitioners and the  
counsel appearing on behalf of the State.

Petitioners are in custody in connection with Ara Nawada P.S. Case No. 406 of 2019, Excise Case No. 1067 of 2019 for the offence under section 30(a) 37(c) of Bihar Prohibition and Excise Act, 2016.

Learned counsel for the petitioners would submit that petitioners have no criminal antecedent.

Learned counsel for the petitioners further submits that in the instant case total 30 liters of Mahua wine was recovered.

The petitioners are in custody since 10.6.2019.



Considering the fact that petitioners have no criminal antecedent, the Court is inclined to grant bail to the petitioners, let the petitioners, named above, be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) each with two sureties of the like amount each to the satisfaction of learned 4<sup>th</sup> Additional Sessions Judge-cum-Special Judge Excise Act, Bhojpur at Ara, in connection with Ara Nawada P.S. Case No. 406 of 2019, Excise Case No. 1067 of 2019.

**(Anil Kumar Upadhyay, J)**

Ravi/-

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