

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.56897 of 2019

Arising Out of PS. Case No.-186 Year-2019 Thana- KUCHAIKOTE District- Gopalganj

1. Yogendra Puri, aged about 45 years, Gender-Male, Son of Pal Puri, Resident of Village - Sanga, P.S.- Titaram Sadar, Distt - Kaithal (Haryana).
2. Abdul Malik, aged about 22 years, Gender-Male, Son of Md. Khalid @ Khalid, Resident of Village - Kunda Majrabasi, P.S- Gangoh, Distt - Saharanpur (U.P).

... .. Petitioners

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioners	:	Mr.Bijay Prakash Singh, Advocate.
For the Opposite Party	:	Mr.Ram Bachan Singh, A.P.P.

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 09-09-2019 Heard learned counsel for the petitioners and learned counsel for the State.

The petitioners seek bail in a case for the offence registered under Sections 30(a), 32(2) and 41(i) of the Bihar Prohibition and Excise (Amendment) Act, 2018.

The prosecution story, in brief, is that total 3449.160 liters wine is said to have been recovered.

It has been submitted by learned counsel for the petitioners that the petitioners are languishing in custody since 03.07.2019. The petitioners have got no criminal antecedent. Charge sheet/prosecution report has been submitted in the present case. There is no allegation of tampering with the



witnesses alleged against the petitioners. The petitioners have falsely been implicated in the present case. It is alleged that total 3449.160 liters wine is recovered from the Truck in question. The petitioner no. 1 is driver and petitioner no. 2 is assistant driver of the Truck in question. They had no knowledge regarding the nature of goods booked by the Transporter. There is no compliance of Section 100 Cr. P.C.

On behalf of the State, it is submitted that the petitioners are named in the F.I.R/ Complaint Case.

Considering the aforesaid facts and circumstances, let the petitioners above named, be released 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 2nd Additional Sessions Judge-cum-Special Judge, Excise, Gopalganj, in connection with Kuchaikot P.S. Case No. 186 of 2019.

(Sudhir Singh, J)

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