

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.67715 of 2019

Arising Out of PS. Case No.-250 Year-2019 Thana- GOVERNMENT OFFICIAL COMP.
District- Gopalganj

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1. SHIV NATH YADAV Son of Jagdish Yadav Resident of Village-Madhupur, Banauli, Police Station-Sinari, District-Darbhanga.
 2. Umesh Kumar Mandal Son of Late Janakdhari Mandal Resident of Village-Tarma, Police Station-Runisaidpur, District-Sitamarhi.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Prabhakar Singh

For the Opposite Party/s : Mr.Sharda Kumari

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH

ORAL ORDER

2 23-10-2019 Heard learned counsel for the petitioners and learned
APP for the State.

The petitioners seek bail in a case registered under
Section 30(a) of the Bihar Prohibition and (Amendment) Excise
Act, 2018.

The prosecution case, in short, is that 33 liters wine is
recovered.

It has been submitted on behalf of the petitioners that
the petitioners have got no criminal antecedent. There is no
allegation of tampering of witnesses alleged against the
petitioners. The petitioners are in custody since 31-07-2019.
Charge sheet/Prosecution report in this case has already been



submitted. It is alleged that 33 liters wine is recovered from the vehicle, in question. The petitioner Nos. 1 & 2 are the driver and the assistant driver of the vehicle, in question. They had no knowledge regarding the nature of goods kept in the vehicle, in question. 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.

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 learned Additional Sessions Judge-II-cum-Special Judge, Excise Act, Gopalganj in connection with Excise Case No. 250 of 2019.

(Sudhir Singh, J)

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