

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.79399 of 2019

Arising Out of PS. Case No.-814 Year-2019 Thana- SHASTRINAGAR District- Patna

1. Shiva Kumar @ Shiva @ Shiv Kumar @ Shiva, Son of Rajnandan Bind, Resident of Village - Sheikhpura Bind Toli, P.S. - Shastri Nagar, District - Patna.
2. Azad Kumar @ Ajad Kumar @ Gunggal, Son of Late Arjun Bind, Resident of Village - Abhimanu Nagar, P.S. - Rupaspur, District - Patna, at present Sheikhpura Bind Toli, House of Shiva Kumar @ Shiva @ Shiv Kumar @ Shiva, P.S.- Sastri Nagar, District- Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Binay Kumar Singh, Advocate
For the Opposite Party/s : Dr.Mrityunjaya Kr.Gautam, APP

CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

2 04-12-2019 Heard learned counsel for the petitioners and the learned counsel appearing on behalf of the State.

The petitioners are in custody since 17.10.2019 in connection with Special Case No.9201 of 2019 arising out of Shastri Nagar P.S. Case No.814 of 2019 registered for the offence under Sections 30(a), 37(b)(c) of the Bihar Excise Act, 2016.

Learned counsel for the petitioners submits that the alleged recoveries were not from the conscious possession of the petitioners but from the plastic bag with which the petitioners have no concern. It is further submitted that the



petitioner no.1 has been remanded in two other such cases, in which he has already been on bail and petitioner no.2 has no criminal antecedents.

Considering the aforementioned facts and circumstances, let the petitioners, above named, be released on bail on their furnishing bail bonds of Rs.10,000/- (Ten thousand) each with two sureties of the like amount each to the satisfaction of the learned Special Judge, Excise, Patna, in connection with Special Case No.9201 of 2019 arising out of Shastri Nagar P.S. Case No.814 of 2019.

(Anjana Mishra, J)

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