

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.8049 of 2020

Arising Out of PS. Case No.-385 Year-2019 Thana- BISFI District- Madhubani

1. SHIV KUMAR GOSAI Son of Kallar Gosai Resident of Village-Simri Police Station-Bisfi, District-Madhubani.
2. Amit Kumar Kapri Son of Dev Narayan Kapri Resident of Village-Simri Police Station-Bisfi, District-Madhubani.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Shailendra Kumar Jha

For the Opposite Party/s : Mr.Gauri Shankar Gupta

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

3 05-03-2020 Heard learned counsel for the petitioners and the State.

The petitioners are apprehending their arrest in connection with Bifsi P.S. Case No. 385 of 2019 for the offence under Sections 272, 273 of the Indian Penal Code and Section 30(a) of the Bihar Prohibition & Excise Act, 2016.

In the instant case total 367 litres of Nepali liquor was seized.

Learned counsel for the petitioners submits that the petitioners have got no criminal antecedent. He further submits that liquor was seized from the damaged building of Khadi Bhandar. He further submits that nothing was seized from the



conscious possession of the petitioners.

Considering the aforesaid, the petitioners named above, in the event of arrest or surrender before the court below within one month from today, are directed to be released on bail on furnishing bail bonds of Rs.50,000/- (Rupees fifty thousand) each with two sureties of the like amount each to the satisfaction of Additional Sessions Judge-II-cum- Special Judge, Excise Act, Madhubani in connection with Bifsi P.S. Case No. 385 of 2019 subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

In the event, the petitioners are found involved in similar case in future, the court below shall be at liberty to cancel their bail bonds in the instant case.

(Anil Kumar Upadhyay, J)

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