

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.23103 of 2020

Arising Out of PS. Case No.-116 Year-2020 Thana- GOVERNMENT OFFICIAL COMP.
District- Gopalganj

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1. SUNIL GIRI Son of Nand Giri R/o Village- Jadopur, Ward No. -12, P.S.-
Jadopur, District- Gopalganj.
 2. Rahul Sah Son of Lagandeo Sah R/o Village- Jadopur, Ward No. -11, P.S.-
Jadopur, District- Gopalganj.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Vyas Kumar Mishra, Advocate

For the Opposite Party/s : Mr. Sakir Ahmad, A.P.P.

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA

ORAL ORDER

2 09-09-2020 Heard Mr. Vyas Kumar Mishra, learned counsel for
the petitioners and Mr. Sakir Ahmad, learned Additional Public
Prosecutor appearing for the State through video conferencing.

Petitioners seek regular bail in connection with Excise
Case No. 116 of 2020 registered for the offence punishable
under Section 30(a) of the Bihar Prohibition and Excise Act,
2018.

The allegation against the petitioners is that the Excise
Officials intercepted the Motorcycle of the petitioners and
recovered a total quantity of 69.45 litres of illicit liquor from the
same.

Learned counsel for the petitioners submits that the



petitioners have falsely been implicated in this case and they have got no criminal antecedent. Learned counsel further submits that at the time of seizure, the procedure prescribed under Section 100 Cr. P.C. was not followed by the Excise Officials. The petitioners are in custody since 14.6.2020.

Having regard to the submissions made by the parties and taking into consideration the facts and circumstances of the case and also the fact that the petitioners have got no criminal antecedent, I am inclined to grant regular bail to the petitioners.

Accordingly, let the petitioners, above named, be released on regular 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 District and Sessions Judge-II-cum-Special Judge, Excise, Gopalganj, in connection with Excise Case No. 116 of 2020.

It is made clear that at the time of furnishing bail bonds all the parties shall follow the guidelines regarding lockdown and social distancing.

(Anil Kumar Sinha, J)

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