

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.21677 of 2021

Arising Out of PS. Case No.-8 Year-2021 Thana- BENIPATTI District- Madhubani

1. RAM AUTAR MUKHIYA Son of Ram Dayal Mukhiya Resident of Village - Cholkara, P.s.- Benipatti, Distt.- Madhubani.
2. JITENDRA MUKHIYA Son of Ram autar Mukhiya Resident of Village - Cholkara, P.s.- Benipatti, Distt.- Madhubani.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ratanakar Jha, Advocate

For the Opposite Party/s : Mr. Satyendra Narayan Singh, APP

CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

2 15-09-2021 Heard learned counsel for the parties through video conferencing.

The petitioners have preferred this application for grant of regular bail in a case registered under sections 272 and 273 of the Indian Penal Code and section 30(a) of the Bihar Prohibition and Excise Act, 2016.

As per the prosecution case, the petitioners who made an attempt to escape were chased and caught and from a ditch nearby about 240 litres of liquor was recovered.

It is submitted by learned counsel for the petitioners that no incriminating article has been recovered from the possession of the petitioners who have been falsely implicated



in the case. They have no concern with the seized liquor nor with the land from which the same was recovered. The petitioners are in custody since 28.1.2021 and have no criminal antecedent.

Heard learned APP for the State.

Having heard learned counsel for the parties and taking into consideration the facts of the case together with the contents of the FIR and the petitioners not having any criminal antecedent, the Court directs the petitioners to be enlarged on bail in connection with Benipatti P.S. Case no. 8 of 2021 on each of them furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Additional Sessions Judge II-cum-Special Judge, Excise Act, Madhubani.

(Partha Sarthy, J)

Prakash/-

U			
---	--	--	--

