

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.67913 of 2021

Arising Out of PS. Case No.-192 Year-2021 Thana- BAUNSI District- Banka

1. Suresh Rai Son of Late Mahadev Rai Resident of Village- Bhagwanpur (Khajuri), P.S.- Baligaon, District- Vaishali.
2. Sanjay Rai Son of Sathu Rai Resident of Village- Bhagwanpur (Khajuri), P.S.- Baligaon, District- Vaishali.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ranjan Kumar Singh

For the Opposite Party/s : Mr.Arun Kumar

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 21-12-2021 Heard learned counsel for the petitioners and learned
A.P.P for the State.

The petitioners seek bail in Bounsi P.S. Case No. 192 of 2021, registered for the offence punishable punishable under Sections 30(a), 32(2) and 34 of the Bihar Prohibition and Excise Act, 2018.

5428.8 litres of foreign liquor has been recovered from a truck of which petitioner no. 1 is driver and petitioner no. 2 is co-driver.

It is submitted that no recovery has been made from conscious possession of these petitioners. Petitioners were simply driving the vehicle and were not aware about the nature



of consignment and they have got no concern with the seized liquor. Petitioners are in custody since 31.08.2021 having no criminal antecedent, as stated in para 3 of the petition. Investigation is complete.

Considering the period of custody coupled with the fact that petitioner bears clean antecedent, the petitioners above-named, are directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) each with two sureties of the like amount each to the satisfaction of the learned Additional Sessions Judge II, Banka in connection with Bounsi P.S. Case No. 192 of 2021.

(Prabhat Kumar Singh, J)

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