

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.2643 of 2022

Arising Out of PS. Case No.-453 Year-2021 Thana- MOHANIYA District- Kaimur (Bhabua)

1. GAUTAM KUMAR Son of Devendra Singh Resident of Village - Nagla Jhabar Geyaspur, P.S.- Saurikh, Distt.- Kanauj (U.P.)
2. Mohit Kumar Son of Ramprasad Resident of Village - Nagla Jhabar Geyaspur, P.S.- Saurikh, Distt.- Kanauj (U.P.)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Vinod Kumar Seth, Advocate

For the Opposite Party/s : Mr.Mritunjay Kumar Nirala, APP

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 04-03-2022 Heard learned counsel for the petitioners and learned
A.P.P. for the State through virtual court proceedings.

The petitioners seek bail in connection with Mohania
P.S. Case No. 453 of 2021 instituted for the offences under
Sections 419, 420 and 467 of the Indian Penal Code read with
Sections 30(a), 36 and 41(i) of the Bihar Excise Act.

Learned counsel for the petitioners submits that the
petitioners are in custody since 06.10.2021, are persons with
clean antecedent and charge-sheet has been submitted in the
case.

Learned counsel for the petitioners submits that the
allegation is of recovery of 2457 litres of liquor from a truck.



Learned counsel for the petitioners submits that the petitioners are driver and khalashi of the truck and as such were not knowing what was kept in the truck by the owner and the transporter.

Learned A.P.P. for the State opposes the prayer for bail of the petitioners.

Considering the fact that the petitioners are in custody, are persons with clean antecedent and charge-sheet has been submitted in the case, let the petitioners above named be released on bail on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge-II-cum-Special Judge, Excise, Kaimur at Bhabua in connection with Mohania P.S. Case No. 453 of 2021.

(Satyavrat Verma, J)

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