

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.7677 of 2022

Arising Out of PS. Case No.-305 Year-2021 Thana- GURUA District- Gaya

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1. Pawan Mehta @ Pawan Kumar Son Of Shivnandan Mehta @ Shdivnandan Mahto @ Shivnandan Singh Resident Of Village- Jaipur, P.S.- Gurua, District- Gaya
 2. Upendra Mahto @ Upendra Kumar Son Of Mahendra Mahto Resident Of Village- Jaipur, P.S.- Gurua, District- Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Gajendra Kumar Singh
For the Opposite Party/s : Mr.Md. Iftekhar Mahmood

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 12-08-2022 Heard learned counsel for the petitioners and

learned APP for the State.

The petitioners are apprehending their arrest in

a case registered for the offences punishable under

Sections 30(a)(d) of the Bihar Prohibition & Excise Act.

There are recoveries of illicit liquors and one

motorcycle. Two persons were apprehended from the

spot who named the petitioners as their associates.

It is submitted by learned counsel for the

petitioners that petitioners were not apprehended from

the spot. Nothing has been recovered from the conscious



possession of the petitioners and except confessional statement of co-accused, no any cogent material was found against the petitioners. The seized place and motorcycle do not belong to the petitioners. A statement has been made in para 3 of the petition that petitioners have no criminal antecedent.

In the facts and circumstance of the case, let the petitioners, above named, in the event of their arrest or surrender before the Court below within a period of four weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 10,000/-(Ten Thousands) each with two sureties of the like amount each to the satisfaction of learned Exclusive Special Excise Court No. 2, Gaya in connection with Gurua P.S. Case No. 305 of 2021, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Sunil Kumar Panwar, J)

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