

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.8660 of 2022

Arising Out of PS. Case No.-35 Year-2021 Thana- GOVERNMENT OFFICIAL COMP.
District- Patna

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1. Sumit Kumar @ Sumit @ Suman Son Of Munsi Lal Ray Resident Of Village- Hemantpur, P.S.- Raghapur, District- Vaishali.
 2. Surya Kumar Son Of Doman Mahto Resident Of Village- Didarganj, Mahabir Ghat, P.S.- Didarganj, District- Patna.

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Jay Ram Prasad

For the Opposite Party/s : Mr. Damodar Prasad Tiwary

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 09-03-2022 Heard learned counsel for the petitioners and learned
APP for the State.

The petitioners seek bail in connection with Special Case No.7905 of 2021 arising out of P.R. Agamkuan P. S. Case No.35 of 2021, instituted for the offences under Sections 30(a), 32(1), 32(3), 41(1) and 41(2) of the Excise Act, 2018.

The learned counsel for the petitioners submits that the petitioners are in custody since 28.11.2021, they are persons with clean antecedent and prosecution report has been submitted in the case.

Allegation is of recovery of 480.00 litre of liquor from an auto.



The learned counsel for the petitioners submits that the petitioners were passengers and as such, were not knowing what the driver had kept in the auto.

The learned A.P.P. for the State opposes the bail application.

Considering the fact that the petitioners are in custody, they are persons with clean antecedent and prosecution report has been submitted in the case, the petitioners, above-named, are directed to be released on bail on their furnishing bail-bonds in the sum of Rs. 5,000/- (Rupees Five Thousand) each with two sureties of the like amount each to the satisfaction of learned Special Judge, Excise, Patna in connection with Special Case No.7905 of 2021 arising out of P.R. Agamkuan P. S. Case No.35 of 2021.

The application stands allowed.

(Satyavrat Verma, J)

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