

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26275 of 2022

Arising Out of PS. Case No.-64 Year-2021 Thana- GOPALPUR District- Gopalganj

1. MANTU GUPTA @ MANTU SAH Son of Ramchandra Gupta @ Ramchandra Sah Resident of village - Sangwadih, P.S.- Gopalpur, District - Gopalganj.
2. Rakesh Singh @ Rakesh Kumar Singh Son of Naresh Singh Resident of village - Sangwadih, P.S.- Gopalpur, District - Gopalganj.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Mayank Mohan
For the Opposite Party/s : Mr.Mohammed Arif

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 04-11-2022 Heard learned counsel for the petitioners and the State.

Petitioners apprehend their arrest in a case registered for the offence punishable under Section 341, 323, 353, 427, 504, 506/34 of the Indian Penal Code and under Section 30 (a) of the Bihar Prohibition & Excise Act.

As per the prosecution case, 258. 145 liters of illicit liquor has been recovered from a Bolero vehicle.

Learned counsel appearing for the petitioners submits that petitioners are innocent and have falsely been implicated in the case. No incriminating article has been recovered from the conscious possession of the petitioners and they are no way



concerned with the alleged recovery. Petitioners are neither driver nor owner of the vehicle in question. Petitioners have got clean antecedent.

Learned counsel appearing for the State opposes the prayer for anticipatory bail.

Considering the facts of the case and clean antecedent of the petitioners, let the petitioners, above named, in the event of their arrest/ surrender within a period of six weeks from today shall be enlarged on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Additional Sessions Judge-IV-cum-Special Judge, Excise Act, Gopalganj in connection with Gopalpur PS case No. 64/ 2021, subject to conditions laid down u/s 438(2) of the Cr. P. C.

(Prabhat Kumar Singh, J)

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