

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.34326 of 2022**

Arising Out of PS. Case No.-357 Year-2021 Thana- GOVERNMENT OFFICIAL COMP.  
District- East Champaran

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1. GAGANDEV MUKHIYA S/o Late Rameshwar Mukhiya R/o village-  
Madhubani Ghat, P.S.- Muffasil, District- East Champaran
  2. Ramjanam Mukhiya S/o Late Rameshwar Mukhiya R/o village- Madhubani  
Ghat, P.S.- Muffasil, District- East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Abhishek Kumar, Advocate

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

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**CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR**  
**ORAL ORDER**

2      16-09-2022                      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 Section 30(a) of the  
Bihar Prohibition and Excise Act.

It is a case of recovery of country made liquor near  
the bank of river.

It is submitted by learned counsel for the petitioners  
that the petitioners have falsely been implicated in this case. He  
further submits that they have no concern with the seized liquor  
and no incriminating article has been recovered from the  
conscious possession of the petitioners and petitioners have not



been apprehended at the spot and the name of the petitioners came into light on the basis of secret information.

Learned APP appearing for the State has opposed the prayer for anticipatory bail.

Considering the aforesaid submissions, 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 thousand) each with two sureties of the like amount each to the satisfaction of learned Exclusive Special Excise Court No.2, Motihari, East Champaran in connection with Excise Case No. 357 of 2021, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

**(Sunil Kumar Panwar, J)**

Brajesh Kumar/-

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