

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.38419 of 2022

Arising Out of PS. Case No.-242 Year-2022 Thana- SARAIYA District- Muzaffarpur

AKHILESH SHUKLA @ AKHILESH SHUKL S/O RAM PUKAR
SHUKLA Resident of Village- Bahilwara, Gangauliya, P.S.- Saraiya, District-
Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

with

CRIMINAL MISCELLANEOUS No. 38868 of 2022

Arising Out of PS. Case No.-242 Year-2022 Thana- SARAIYA District- Muzaffarpur

RAKESH KUMAR S/O SRI CHANDESHWAR DAS Resident of Village-
Anandpur Gangliya, P.S.- Saraiya, District- Muzaffarpur.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

with

CRIMINAL MISCELLANEOUS No. 39709 of 2022

Arising Out of PS. Case No.-242 Year-2022 Thana- SARAIYA District- Muzaffarpur

LALBABU PASWAN son of suraj Kumar Resident of Village - Anandpur
Gangliya, P.S.- Saraiya, District- Muzaffarpur.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

(In CRIMINAL MISCELLANEOUS No. 38419 of 2022)

For the Petitioner/s : Mr.Ravi Nandan

For the Opposite Party/s : Ms.Sucheta Yadav

(In CRIMINAL MISCELLANEOUS No. 38868 of 2022)

For the Petitioner/s : Mr.Bela Singh

For the Opposite Party/s : Mr.Kumar Ranjit Ranjan

(In CRIMINAL MISCELLANEOUS No. 39709 of 2022)

For the Petitioner/s : Mr.Bela Singh

For the Opposite Party/s : Mr.Kumar Ranjit Ranjan



seized liquor nor involved in illegal trading of foreign liquor. Seizure list has not been prepared as per law. Learned counsel for the petitioner further submits that there is alleged recovery of 1059.840 liters foreign liquor from the joint family house of the petitioner, Rakesh Kumar. Learned counsel for the petitioners further submits that the alleged Bathan of the petitioner, Akhilesh Shukla was situated outside from the village and there was no any door in the Bathan, so any can hide anything in the Bathan. Charge sheet has been submitted in this case and there is no likelihood of tampering with the prosecution evidence.

The learned A.P.P. for the State vehemently opposed the prayer for bail of the petitioners.

Considering the facts and circumstances of the case, period of custody, charge sheet has already been submitted and keeping in view clean antecedent of petitioners and also taking into consideration the material available on record, let the petitioners above named be released on bail on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) each with two sureties of the like amount each to the satisfaction of learned Special Judge, Excise, Court No.-II, Muzaffarpur in connection with Saraiya P.S. Case No. 242/2022, subject to following



conditions:-

(i) One of the bailors shall be either father or mother or sister or brother or wife or the person who has sworn the affidavit in bail application.

(ii) Petitioners will co-operate in trial and will remain present on all dates and absence for two consecutive dates without appropriate permission, would be a ground for cancellation of bail by the learned Trial court itself.

(iii) If the petitioners tamper with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.

(Alok Kumar Pandey, J)

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