

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.43206 of 2022

Arising Out of PS. Case No.-519 Year-2022 Thana- TURKAULIYA District- East
Champaran

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1. RAJAN SAH @ RAJAN KUMAR S/O BHOLA SAH Resident of village- Daroga Tola, P.S.- Banjariya, District- East Chamapran
 2. KRISHNA SAH S/O JAMUNA SAH Resident of village- Nandpur, P.S.- Banjariya, District- East Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Abhishek Kumar

For the Opposite Party/s : Mr.Bishweshwar Ram

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 14-10-2022 Heard learned counsel for the petitioners and the
State.

Petitioners apprehend their arrest in a case registered
for the offence punishable under Section 30 (a), 30(c), 32, 34,
41(i),44, 45 of the Bihar Prohibition & Excise Act.

As per the prosecution case, 87.665 liter of foreign
liquor has been recovered from a pick up van and orchard of
Ankush Kumar.

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 or premises 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 Special Excise Court No.1, East Champaran, Motihari in connection with Turkauliya (Banjariya) PS case No. 519/ 2022, subject to conditions laid down u/s 438(2) of the Cr. P. C.

(Prabhat Kumar Singh, J)

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