

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.68493 of 2021**

Arising Out of PS. Case No.-293 Year-2021 Thana- GOVERNMENT OFFICIAL COMP.
District- Gopalganj

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1. Rajesh Kumar Son of Hari Kishore Rai Resident of Village/Mohalla/Town Jhakhra Shekh, Police Station Karza, District Muzaffarpur.
 2. Chunchun Kumar Son of Sri Jaglal Rai Resident of Village/Mohalla/Town Chakiya, Police Station Jaitpur, District Muzaffarpur.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ashok Kumar Yadav, Advocate

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

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA

ORAL ORDER

2 25-02-2022 Heard learned counsel for the petitioners and Shri Yogendra Kumar Singh, learned A.P.P. for the State through virtual court proceedings.

The petitioners seek bail in connection with Excise Case No. 293 of 2021 instituted for the offences under Section 30(a) of the Excise Act.

Learned counsel for the petitioners submits that the petitioners are in custody since 07.10.2021, are persons with clean antecedent and prosecution report has been submitted in the case.

Learned counsel for the petitioners submits that the allegation is of recovery of 83.520 litres of liquor from a Tata



Magic.

Learned counsel for the petitioners submits that the petitioners are driver and *khalashi* of the aforesaid Tata Magic and as such were not aware what was loaded in the vehicle by the owner of the vehicle.

Learned A.P.P. for the State opposes the prayer for bail of the petitioners.

Considering the fact that the petitioners are in custody since 07.10.2021, are persons with clean antecedent and prosecution report has been submitted in the case, let the petitioners above named be released on bail on furnishing bail bond of Rs. 1,000/- (Rupees One Thousand) with two sureties of the like amount each to the satisfaction of learned A.D.J.-II, Gopalganj in connection with Excise Case No. 293 of 2021.

(Satyavrat Verma, J)

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