

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.68900 of 2021

Arising Out of PS. Case No.-119 Year-2021 Thana- PAKRIDAYAL District- East Champaran

1. BIGU RAI @ BIGHU RAI @ BIBHU RAI Son of Ram Janam Rai @ Ramajanam Ram Resident of Village - Dumranwan, P.s.- Pakaridayal, Distt.- East Champaran.
2. Binesh Rai @ Vinesh Rai Son of Ram Janam Rai @ Ramajanam Ray Resident of Village - Dumranwan, P.s.- Pakaridayal, Distt.- East Champaran.

... .. Petitioners.

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s :	Mr. Madhurendra Kumar
For the Opposite Party/s :	Mr. Dr. Kumar Uday Pratap

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 20-05-2022 Heard learned counsel for the petitioners and learned A.P.P. for the State through virtual Court proceedings.

Learned counsel for the petitioners undertakes to remove the defects within four weeks. In the eventuality of non-removal of defects within undertaken period, the office will place the matter before the Bench.

The petitioners apprehend their arrest in a case registered for the offences punishable under Section 30 (a) of the Bihar Prohibition and Excise (Amendment) Act, 2018.

It is submitted by learned counsel for the petitioners that no incriminating article has been recovered from the conscious physical possession of the petitioners rather



164.500 liters of foreign liquor is said to have been recovered from a Scorpio vehicle. They have no concern either with the seized liquor or the place of recovery or any trade of liquor. They have been falsely implicated in this case at the instance of their enemy.

Petitioners are agreed to deposit a sum of Rs.15,000.00 (Rupees Fifteen Thousand) **each** in the account of Patna High Court Legal Services Committee, Patna, bearing Account No.1413010060836, IFSC Code: PUNB141320, Punjab National Bank, Bar Council Branch, Patna.

Having regard to the facts and circumstances of the case, let the above named petitioners, be released on bail, in the event of their arrest or surrender before the learned Court below within a period of six weeks from today, on furnishing bail bond of Rs. 25,000/- (Rupees Twenty Five Thousand) each with two sureties of the like amount each to the satisfaction of the learned Court below where the case is pending/successor Court in connection with Pakaridayal P.S. Case No.119 of 2021, subject to the condition as laid down under Section 438 (2) of the Cr.P.C., subject to the further conditions that

- (1) One of the bailors will be their own blood



relative, preferably, father, mother, brother, sister and/or his wife.

(2) The petitioners shall not indulge themselves in any similar offence till conclusion of the trial.

The bail bond of the petitioners shall be accepted by the learned Court below on showing receipt of deposit of Rs.15,000.00 (Rupees Fifteen Thousand) **each** in the account of Patna High Court Legal Services Committee, Patna.

(Anjani Kumar Sharan, J)

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