

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.16580 of 2023

Arising Out of PS. Case No.-20 Year-2023 Thana- MOHAMMADPUR District- Gopalganj

1. PRADEEP CHAUHAN @ PRADEEP Son of Sri Bahadur @ Bahadur Chauhan R/V- Mujuri, P.S Paniyara, Dist- Maharajganj
2. Shiv Ratan Chauhan @ Shiw Ratan Chauhan Son of Sri Bholahu Chauhan @ Bholahu @ Molahu Chauhan @ Molahoo R/V- Mujuri, P.S Paniyara, Dist- Maharajganj

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Jai Prakash Verma
For the Opposite Party/s : Mr.Nand Kumar

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 29-04-2023 Heard learned counsel for the petitioners and learned
APP for the State.

The petitioners have prayed for regular bail in a case
instituted for the offence under Sections 30(a), 48 and 41 of the
Bihar Prohibition and Excise Act.

As per prosecution case, on secret information
received, the police party started checking the vehicles and there
has been recovery of total 703.2 liters of illegal foreign liquor
from a pickup van, which was being driven by the petitioner
no.1, whereas petitioner no. 2 had sit inside the vehicle.

It is submitted by learned counsel for the petitioners
that petitioners have been falsely implicated in this case. They



have committed no offence. Petitioners have apprehended on spot. The seized vehicle belongs to petitioner no. 1. He submitted that the petitioners have no concern with the seized liquor. Nothing incriminating article has been recovered from the conscious possession of the petitioners. Petitioners has got no criminal antecedent as stated in para-3 of the bail petition. They are languishing in judicial custody since 18.01.2023.

The application for bail is opposed by learned APP for the State.

The petitioner no. 1 namely, Pradeep Chauhan @ Pradeep is directed to deposit Rs. 30,000/- (thirty thousand) in the account of concerned DLSA.

Having heard learned counsel for the parties and considering the facts and circumstances of the case, this court is inclined to enlarge the petitioners on bail. The above named petitioners are directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) each with two sureties of the like amount each to the satisfaction of the learned Additional Sessions Judge-cum-Spl. Judge Excise-1, Gopalganj in connection with Mohammadpur P.S. Case No. 20 of 2023.

The bail bond of the petitioner no. 1 namely, Pradeep Chauhan @ Pradeep shall be accepted by the learned Court



below on showing receipt of deposit of Rs. 30,000/- (thirty thousand) by the petitioner no. 1 in the account of concerned DLSA.

(Sunil Kumar Panwar, J)

arish/-

U		T	
---	--	---	--

