

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.16707 of 2023

Arising Out of PS. Case No.-419 Year-2022 Thana- BHELDI District- Saran

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1. SANJEET KUMAR Son of Raj Kumar Sah R/o Mohalla- Ajayabganj P.S- Bhagwan Bazar, Dist- Saran at Chapra
 2. Rabi Ranjan Rai son of Sarbjeet Rai R/o Mohalla- Ajayabganj P.S- Bhagwan Bazar, Dist- Saran at Chapra

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Vijay Kumar

For the Opposite Party/s : Mr.Ahmad Ali

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 11-05-2023 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 Section 30(a) of the Bihar
Prohibition and Excise Act.

As per prosecution case, there has been recovery of
247 liters of illegal country-made liquor from a Tempo, Bearing
No. BR-04PA-0506.

It is submitted by learned counsel for the petitioners
that petitioners have been falsely implicated in this case. They
have committed no offence. He submitted that the petitioners
have no concern either with the seized vehicle or with the wine



in question. No incriminating article has recovered from these conscious possession of the petitioners rather petitioners are going to their relative by said Tempu and they are passengers and no knowledge of the said recovery. He submitted that the other co-accused has already been granted bail by a Co-ordinate Bench vide order dated 03.05.2023 passed in Cr. Misc. No. 10631 of 2023. They are languishing in judicial custody since 16.12.2022.

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

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 District and Sessions Judge Excise, Saran at Chapra in connection with Bheldi P.S. Case No. 419 of 2022.

(Sunil Kumar Panwar, J)

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