

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.28659 of 2023

Arising Out of PS. Case No.-384 Year-2022 Thana- SANGRAMPUR District- East
Champaran

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1. PRAMOD MUKHIYA S/o- PRABHU MUKHIYA Village- Sangrampur
Bintoli Ps- Sangrampur Dist- East Champaran
 2. Manoj Mukhiya son of Late Harendra Mukhiya Village- Sangrampur Bintoli
Ps- Sangrampur Dist- 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. Ajay Kumar No. 2

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 18-05-2023 Heard learned counsel for the petitioners and learned
A.P.P. for the State.

The petitioners apprehend their arrest in a case
registered for the offences punishable under Sections 30(a), 32,
41(i) of the Bihar Excise Act.

Learned counsel for the petitioners submits that the
petitioners have antecedent of one case and allegation is of
recovery of 35 liters of liquor from bank of Gandak river.

Learned counsel for the petitioners submits that the
petitioners were not apprehended from the spot as such nothing
was recovered from their conscious possession, it is next
submitted that the alleged recovery is from a place which is



accessible to public at large and they came to be implicated at the instance of Chowkidar with whom they are on an inimical term.

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

Considering the submissions made by the learned counsel for the petitioners, the petitioners above-named, in the event of their arrest or surrender before the learned trial court within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned trial court where the case is pending/successor court in connection with Sangrampur P.S. Case No. 384 of 2022 subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

(Satyavrat Verma, J)

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