

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.29266 of 2023

Arising Out of PS. Case No.-14 Year-2023 Thana- CHARPOKHARI District- Bhojpur

1. Vinod @ Kariya, Son Of Sita Ram Yadav Resident Of Village- Pritampur, Ps- Charpokahri, Distt- Bhojpur
2. Sadhu Singh, Son Of Late Bansidhar Singh Resident Of Village- Pritampur, Ps- Charpokahri, Distt- Bhojpur

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Manoj Kumar

For the Opposite Party/s : Ms.Asha Devi

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

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

The petitioners seek bail in anticipation of their arrest in a case registered for the offences punishable under Sections 30(a), 30(c) of the Excise Act, 2018.

The learned counsel for the petitioners submits that the petitioners are persons with clean antecedent and the allegation is of recovery of 50 litre of liquor along with 1000 mahua pass from a bank of Banas river.

The learned counsel for the petitioners submits that petitioners were not arrested from the spot, as such, nothing was recovered from their conscious possession. It is next submitted



that petitioners came to be implicated at the instance of Chaukidar. It is further submitted that it appears that the Chaukidar in order to save the real culprit falsely implicated the petitioners, when admittedly, petitioners are persons with clean antecedent.

Learned A.P.P. opposes the bail application.

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 Court below within a period of six weeks, are directed to be released on bail on their furnishing bail-bonds in the sum of Rs. 1,000/- (Rupees One Thousand) each with two sureties of the like amount each to the satisfaction of the learned Exclusive Special Excise Court No.1st, Bhojpur at Ara in connection with Charpokarhi P. S. Case No.14 of 2023, subject to the conditions laid down under Section 438(2) of the Cr.P.C.

The application stands allowed.

(Satyavrat Verma, J)

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