

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.28738 of 2023

Arising Out of PS. Case No.-712 Year-2023 Thana- GOVERNMENT OFFICIAL COMP.
District- East Champaran

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1. UTTAM KUMAR SON OF UDAY NARAYAN SINGH VILLAGE
PANAPUR, KARIYAT, PS KANTI DISTRICT MUZAFFARPUR
2. SUBODH KUMAR SON OF SAHDEO YADAV RESIDENT OF
VILLAGE BHALUIYA TAD PS MUFASSIL, DISTT NAWADA
- Petitioner/s
- Versus
- THE STATE OF BIHAR
- Opposite Party/s
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Appearance :

For the Petitioner/s	:	Mr. Devashish Giri, Advocate
		Mr. Ashish Giri, Advocate
		Mr. Sumit Kumar Jha, Advocate
		Mr. Riya Giri, Advocate
For the Opposite Party/s :		Mr. Sunil Kumar Pandey, APP

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

2 24-05-2023 Heard the learned counsel for the petitioners and

learned counsel for the State.

The petitioners seek bail in connection with
Motihari Excise P.S. Case No. 712 of 2023 registered for the
offence under Sections 30(a), 32, 38, 41(i) and 47 of the Bihar
Prohibition and Excise Act, 2016.

Learned counsel for the petitioners submits that the
petitioners have offered to deposit Rs. 1 Lakh in Ram Krishna
Mission Ashrama, Chapra, Latu Maharaj Path, Opposite Circuit
House, Chapra, Bihar, 841301 and the petitioners are in custody
since 18.03.2023 and there is a recovery of 1525 liters of illegal
spirit.

Learned A.P.P. has vehemently opposed the prayer
for bail.

Considering the period of custody and the recovery



of liquor, this application for regular bail is allowed.

Let the petitioners, above named, be released on bail **after framing of charge if the charge is not framed yet** and on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Exclusive Special Excise Court No.-2, East Champaran, Motihari in connection with Motihari Excise P.S. Case No. 712 of 2023.

The petitioners will visit concerned Police Station on the first Sunday of each month. Any default in appearance at the Police Station would result in cancellation of bail bond of the petitioner.

The petitioners bail bond will be accepted only after he produces the receipt of the amount deposited issued by Ram Krishna Mission Ashrama, Chapra, Latu Maharaj Path, Opposite Circuit House, Chapra, Bihar, 841301.

(Sandeep Kumar, J)

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