

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.49082 of 2023

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

1. MANNU DEWAN @ MANU DEWAN @ MANU SAH SON OF TABARAK DEWAN @ TABARAK SAH RESIDENT OF VILLAGE-AHIRAULI DUBAULI TOLA TAKIYA, POLICE STATION-GOPALPUR, DISTRICT-GOPALGANJ
2. GUDDU DEWAN @ GUDU DEWAN @ GUDDU SAH SON OF MANNU DEWAN @ MANU DEWAN @ MANU SAH RESIDENT OF VILLAGE-AHIRAULI DUBAULI TOLA TAKIYA, POLICE STATION-GOPALPUR, DISTRICT-GOPALGANJ
3. PAPPU DEWAN @ PAPU DEWAN @ PAPPU SHAH SON OF MANNU DEWAN @ MANU DEWAN @ MANU SAH RESIDENT OF VILLAGE-AHIRAULI DUBAULI TOLA TAKIYA, POLICE STATION-GOPALPUR, DISTRICT-GOPALGANJ

... .. PETITIONER/S

VERSUS

THE STATE OF BIHAR

... .. OPPOSITE PARTY/S

Appearance :

For the Petitioner/s : Mr. Lokesh Kumar Singh, Advocate

For the Opposite Party/s : Mr. Madan Kumar , Addl. Public Prosecutor

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

- 2 22-08-2023 At the outset, learned counsel for the petitioner No. 1 seeks permission to withdraw the pre-arrest bail petition.
2. This bail petition of petitioner No. 1 is dismissed as withdrawn.
- 3 . Heard learned counsel for the petitioner Nos. 2 and 3 and the State.



4. Petitioners apprehend arrest in a case registered for the offence punishable under Section 30 (a) of Bihar Prohibition and Excise (Amendment) Act 2018 and section 11(d)(f) of the Prevention of cruelty to Animals Act, 1960 .

5. It is alleged that 25.600 liters of illicit liquor was recovered from the pick-up van .

6. It is submitted that the petitioner are neither driver nor owner of the vehicle in question . No incriminating material has been recovered from the conscious possession of these petitioners and they are no way connected with the aforesaid recovery. Petitioner Nos. 2 and 3 claim no criminal antecedents of similar nature .

7. Learned counsel for the State opposes the bail petition.

8 . Considering the facts of the case, in the event of arrest/surrender within six weeks from today, let the petitioner petitioner Nos. 2 and 3, above named, be released on bail on furnishing bail bond of Rs.10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge -IV-cum- Exclusive Special Excise Court No. II, Gopalganj in connection with Gopalpur Police Station Case No. 20 of 2023 , subject to the conditions



laid down under section 438(2) of the Code of Criminal
Procedure.

(Prabhat Kumar Singh, J)

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