

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.55206 of 2023

Arising Out of PS. Case No.-369 Year-2023 Thana- KUCHAIKOTE District- Gopalganj

1. Santu Pandit S/O Ramnath Pandit R/O Village- Ekderwa Kohar Tola, P.S.- Nagar Thana Gopalganj, Dist.- Gopalganj
2. Triloki Kumar S/O- Raghu Sah R/O Village- Ekderwa Kohar Tola, P.S.- Nagar Thana Gopalganj, Dist.- Gopalganj

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Deepankar Raj, Advocate

For the Opposite Party/s : Mr. Suresh Prasad Singh, APP

CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH SINGH

ORAL ORDER

2 01-09-2023 Learned counsel for the petitioners is permitted to remove defect (s), as pointed out by the office, if any, within a period of four weeks.

2. Heard learned counsel for the petitioners and learned APP for the State.

3. The petitioners have preferred this application for grant of regular bail in connection with Kuchaikote P.S. Case No. 369 of 2023 dated 20.07.2023 registered for the offences punishable u/s 30(a) of the Bihar Prohibition and Excise Act.

4. As per the prosecution case, the petitioners were apprehended with a Bolero vehicle from which 477 litres of Banti Babli illicit country made liquor was recovered.



5. Learned counsel for the petitioners has submitted that the petitioners are innocent and have falsely been implicated in this case. It is further submitted that the petitioners are the driver and the co-driver of the said vehicle and the petitioners have no concern with the alleged recovery. Nothing has been recovered from the conscious possession of the petitioners. The petitioners have clean antecedent as stated in para 3 of the bail petition. The petitioners are in custody since 22.07.2023.

6. Learned A.P.P. for the State has opposed the bail petition of the petitioners.

7. Considering the aforesaid facts and circumstances of the case as well as the period of custody, the petitioners above-named, are directed to be enlarged on bail on furnishing bail-bond of Rs.20,000/- (Rupees Twenty Thousand) each with two sureties of the like amount each to the satisfaction of learned Court concerned, Gopalganj in connection with Kuchaikote P.S. Case No. 369 of 2023.

8. The application stands allowed.

(Chandra Prakash Singh, J)

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