

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.65469 of 2023

Arising Out of PS. Case No.-165 Year-2023 Thana- NAUTAN District- Siwan

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1. DURGESH KUMAR S/o- BRIJ KISHORE SAH Village- Hathua Basdila
Ps- Mirganj Dist- Gopalganj
 2. NITESH KUMAR S/o- ACHHELAL MAHTO Village- Baletha Ganpati Ps-
Siwan Muffasil Dist- Siwan

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Javed Aslam

For the Opposite Party/s : Mr.Md. Nazir Ansari

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 13-10-2023 Heard learned counsel for the petitioners and learned
APP for the State.

2. The petitioners have prayed for regular bail in a
case instituted for the offence under Section 30(a) of the Bihar
Prohibition and Excise Act, 2016.

3. As per FIR, it is a case of recovery of incriminating
wine from the Maruti Suzuki which is driven by the petitioner
No.1 and the petitioner No.2 sitting inside the Suzuki car.

4. It is submitted by learned counsel for the petitioners
that petitioners have been falsely implicated in this case and
they have no concern with the vehicle in question and
petitioners have no criminal antecedent. Petitioners are in



custody since 23.08.2023.

5. The petitioner No.1 is directed to deposit Rs.10,000/- to the concerned District Legal Service Authority and showing the receipt at the time of furnishing of bail bond.

6. The application for bail is opposed by learned APP for the State.

7. Having heard learned counsel for the parties and considering the facts and circumstances of the case, this court is inclined to enlarge the petitioners on bail subject to deposit the aforesaid amount in the concerned Legal Service Authority by petitioner No.1 only. The above named petitioners are directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) each with two sureties of the like amount each to the satisfaction of the learned Court of Excise Court No.-II, Siwan, in connection with Nautan P.S. Case No. 165 of 2023.

(Sunil Kumar Panwar, J)

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