

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.72380 of 2023

Arising Out of PS. Case No.-276 Year-2023 Thana- KHAIRA District- Saran

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1. DHURENDRA MAHTO S/O RAM SAGUN MAHTO R/O VILLAGE- TUJARPUR, P.S- KHAIRA, DISTT.- SARAN.
 2. PINTU SAH S/O BIJAN SAH R/O VILLAGE- TUJARPUR, P.S- KHAIRA, DISTT.- SARAN.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sanjay Kumar Jha

For the Opposite Party/s : Mr.Rajendra Prasad Nat

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 09-11-2023 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 Sections 272 and 273 of the IPC and 30(a) of the Bihar Prohibition and Excise Act.

3. As per prosecution case, there has been recovery of 100 liters of illegal country-made liquor from a motorcycle.

4. It is submitted by learned counsel for the petitioners



that petitioners have been falsely implicated in this case. They have committed no offence. Petitioners were apprehended on spot. He submitted that the petitioners have no concern with the seized liquor. Nothing incriminating article has been recovered from the conscious possession of the petitioners. Petitioners have got no criminal antecedent as stated in para-3 of the bail petition. They are languishing in judicial custody since 27.07.2023.

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

6. The petitioners are directed to deposit Rs. 5,000/- (Five thousand) each in the account of concerned DLSA.

7. Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as period of custody, this court is inclined to enlarge the petitioners on bail. 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 2nd Exclusive Special Excise Judge, Saran at Chapra in connection with Khaira P.S. Case No. 276 of 2023.

8. The bail bond of the petitioners shall be accepted



by the learned Court below on showing the separate receipt of deposit of Rs. 5,000/- (Five thousand) each by the petitioners in the account of concerned DLSA.

(Sunil Kumar Panwar, J)

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