

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.1180 of 2023

Arising Out of PS. Case No.-256 Year-2022 Thana- POTHIIYA District- Kishanganj

1. HARDIP SINGH @ HARDEEP SINGH Son of Late Bachchan Singh R/V- Rani Nagar, P.S- Sanpuna Nagar, Dist- Lakhimpur Khiri (U.P)
2. Subhash Mukhiya Son of Neti Mukhiya R/V- Punhad Ward no. 2, P.S- Ghanshyampur Dist- Darbhanga (Bihar)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rajeev Ranjan, Advocate

For the Opposite Party/s : Mr. Awadhesh Kumar Singh, A.P.P.

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 04-03-2023 Heard learned counsel for the petitioners and learned A.P.P. for the State through virtual Court proceedings.

The petitioners seek bail in a case registered for the offences punishable under Sections 30(a) and 41(1) of the Bihar Prohibition and Excise Act.

Learned counsel for the petitioners submits that the petitioners are in custody since 09.11.2022 and are persons with clean antecedent.

The allegation is of recovery of 569.425 liters of liquor from a container.

Learned counsel submits petitioners are drivers and khalasi of the said container and were thus not aware that what



was loaded in the container by the person who had hired for transportation.

Learned A.P.P. for the State opposes the prayer for bail of the petitioners.

Considering the fact that the petitioners are in custody since 09.11.2022, charge-sheet has been submitted in the case and the petitioners are persons with clean antecedent, let the petitioners above named be released on bail on furnishing bail bond of Rs. 1,000/- (Rupees One Thousand) each with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending/successor court in connection with Pothia in P.S. Case No. 256 of 2022.

(Satyavrat Verma, J)

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