

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.27526 of 2024**

Arising Out of PS. Case No.-30 Year-2024 Thana- KATEYA District- Gopalganj

1. Ravi Ranjan Kumar Son Of Umesh Pandit Village- Kusahar, P.S. -Mohammadpur, District -Gopalganj
2. Amit Kumar Son Of Acchelal Sah Resident Of Village- Kashi Tengrahi, Ps- Mohammadpur, Dist- Gopalganj

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Javed Aslam

For the Opposite Party/s : Mr.Gauri Shankar Gupta

**CORAM: HONOURABLE MR. JUSTICE RAMESH CHAND MALVIYA**

ORAL ORDER

2      10-04-2024                      Heard learned counsel for the petitioners and learned APP for the State.

2. The petitioners are in custody in connection with Kateya P.S Case No. 30 of 2024 registered for the offences punishable under Sections 30(a) of Bihar Prohibition and Excise Act 2018.

3. As per prosecution case, total 12.960 litre illicit liquor was recovered from the motorcycle.

4. Learned counsel for the petitioners submits that petitioners have falsely been implicated in this case. It is further submitted that no incriminating article has



been recovered from the conscious possession of the petitioners. Petitioners are arrested on the spot. Petitioners have got no criminal antecedent as stated in para 3 of the bail petition. It is also submitted that petitioners are in judicial custody since 02.02.2024.

5. However, learned APP for the State oppose the prayer for regular bail of the petitioners.

6. On perusal of the FIR, impugned order and period of custody and also considering the aforesaid facts and circumstances of the case and submissions made on behalf of the petitioners, let the above named petitioners be released on bail *after framing of the charge* on furnishing bail bonds of Rs. 10,000/- (Ten thousand) each with two sureties of the like amount each to the satisfaction of learned Sessions Judge-XIII-cum-Special Judge Excise-1, Gopalganj in connection with Kateya P.S Case No. 30 of 2024.

7. The trial court is directed to conclude the proceeding of framing of charge according to law within a period of 15 days from the date of receipt of a copy of



this order. However, it is made clear that *if the charge-sheet has not been submitted* then the petitioners shall be released on bail on the above conditions and they shall be present physically on each and every date before the trial court till conclusion of the proceeding of framing of charge.

(Ramesh Chand Malviya, J)

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