

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.33496 of 2024

Arising Out of PS. Case No.-132 Year-2024 Thana- Excise P.S. District- Katihar

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1. Jay Gupta Son of Late Pradip Gupta Resident of Village- Pakhwahat, P.S- Wabangola, Dist- Malda (W.B)
 2. Suraj Gupta Son of Manoj Gupta Resident of Village- Bahirgram, P.S- Malpahari , Dist- Pakur, Jharkhand

... .. Petitioner/s

Versus

The State of Bihar Patna

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sanjeev Kumar Singh, Adv.
For the Opposite Party/s : Mrs.Pushpa Sinha, APP

CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH SINGH

ORAL ORDER

2 01-05-2024 Heard learned counsel for the petitioners and learned
APP for the State.

2. The petitioners have preferred this application for grant of regular bail in connection with Katihar Excise Complaint Case No. 132 of 2024 dated 07.03.2024 registered for the offences punishable u/s 30(a) of the Bihar Prohibition and Excise Act.

3. As per the prosecution case, total 289.320 litres of illicit foreign liquor was recovered from the pick-up van.

4. Learned counsel for the petitioners has submitted that the petitioners are innocent and have falsely been implicated in this case. The name of the petitioners was



transpired in this case merely on suspicion. The petitioners are the driver and the khalasi of the said vehicle but they have no knowledge about the aforesaid seized liquor. 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 07.03.2024.

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

6. 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, Katihar in connection with Katihar Excise Complaint Case No. 132 of 2024.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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