

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.43468 of 2024

Arising Out of PS. Case No.-107 Year-2024 Thana- JAYNAGAR District- Madhubani

1. Sachin Kumar S/o Surendra yadav R/o Village-Chapradhi, ward no.-03, P.S.- Khajauli, District-Madhubani
2. Kamlesh Yadav s/o Dinesh Yadav R/o Village-Chapradhi, ward no.-09, P.S.- Khajauli, District-Madhubani

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Manoj Kumar Pandey, Adv
For the Opposite Party/s : Mr. Md. Nazir Ansari, APP

CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH SINGH

ORAL ORDER

2 26-06-2024 Heard learned counsel for the petitioners and learned A.P.P for the State.

2. The petitioners have preferred this application for grant of regular bail in connection with Jaynagar P.S. Case No. 107 of 2024 dated 04.04.2024 registered for the offences punishable u/s 30(a) of Bihar Prohibition and Excise Act.

3. As per the prosecution case, total 358.35 litres of illicit Nepali country made liquor was recovered from the three motorcycles.

4. Learned counsel for the petitioners has submitted that the petitioners are innocent and have falsely been implicated in this case. The petitioners are not the owner of the



said vehicle. Nothing has been recovered from the conscious possession of the petitioners. The petitioner no. 1 has clean antecedent however, the petitioner no. 2 has one criminal antecedent as stated in para 3 of the bail petition. The petitioners are in custody since 04.04.2024.

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

6. Considering the aforesaid facts and circumstances of the case as well as the nature of allegation levelled against the petitioners and the period of custody, the petitioners above-named, is directed to be enlarged on bail on furnishing bail-bond of Rs.20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Court concerned, Madhubani, in connection with Jaynagar P.S. Case No. 107 of 2024.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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