

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.47504 of 2024

Arising Out of PS. Case No.-52 Year-2024 Thana- BANJARIA District- East Champaran

1. Md. Sajid @ Md. Sahid, aged about 19 years, Male, S/O Mir Ali, R/O Village- Hardiya, P.S- Raghunathpur, Distt.- East Champaran.
2. Sudish Mahto, aged about 42 years, Male, S/O Late Durga Mahto R/O Village- Hardiya, P.S- Raghunathpur, Distt.- East Champaran.

... .. Petitioners

Versus

The State Of Bihar

... .. Opposite Party

Appearance :

For the Petitioners : Mr. Abhishek Kumar, Advocate

For the Opposite Party : Mr. Ram Sumiran Rai, A.P.P.

CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH SINGH

ORAL ORDER

2 08-07-2024 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 Banjariya P.S. Case No. 52 of 2024 dated 13.04.2024 registered for the offence punishable u/ss 272, 273 and 414 of the IPC and Section 30(a) of the Bihar Prohibition and Excise Act.

3. As per the prosecution case, total 20 litres of country made liquor kept in a bag was recovered from the Hero Honda motorcycle.

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 and they have no concern with the alleged recovery. Nothing has been recovered from the possession of the petitioners. The petitioner no. 1 has one criminal antecedent and the petitioner no. 2 has clean antecedent as stated in para 3 of the bail petition. The petitioners are in custody since 14.04.2024.

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 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, Motihari, East Champaran, in connection with Banjariya P.S. Case No. 52 of 2024.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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