

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.50410 of 2024

Arising Out of PS. Case No.-138 Year-2024 Thana- DURGAWATI District- Kaimur (Bhabua)

1.

Vikash Kumar, aged about 32 years, Male, Son of Hawa Singh Resident of Vill- Asawarpur, P.S.- Rai, District- Sonipur, Haryana.
2.

Gopal, aged about 25 years, Male, Son of Shankar R/O Mohalla- 1/12 New Patel Park Gali, No. 07, P.s.- Lainapar, Dist.- Jhajjar, Haryana.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr. Sarfraz Ahmad, Advocate
For the Opposite Party : Mr. Raj Ballabh Singh, A.P.P.

CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH SINGH

ORAL ORDER

2 22-07-2024 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 Durgawati P.S. Case No. 138 of 2024 dated 18.05.2024 registered for the offence punishable u/s 30(a) of the Bihar Prohibition and Excise Act.

3. As per the prosecution case, total 333.750 illicit foreign liquor was discovered from dickey of the petitioner’s car.

4. Learned counsel for the petitioners has submitted that the petitioners are innocent and have falsely been implicated in this case. The petitioner no. 1 is the driver and the



petitioner no. 2 is the khalasi of the car. Nothing has been recovered from the possession of the petitioners. The petitioners have clean antecedent as stated in para 3 of the bail petition. The petitioners are in custody since 18.05.2024.

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, Kaimur at Bhabua, in connection with Durgawati P.S. Case No. 138 of 2024.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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