

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.51220 of 2024

Arising Out of PS. Case No.-77 Year-2024 Thana- DANAPUR RAIL P.S. District- Patna

1. Ajay Kumar Son of Sunil Prasad Resident of Vill- Patut, P.S.- Rani Talab, District- Patna.
2. Dipak Kumar Son of Arun Prasad Diwakar @ Arun Kumar Sao Resident of Vill- Patut, P.S.- Rani Talab, District- Patna.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Aryan Singh

For the Opposite Party/s : Mr.Mukesh Kumar Singh

**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

2 29-07-2024 Heard learned counsel for the petitioners and learned
APP for the State.

2. The petitioners seek bail in Rail
Danapur P.S. Case No. 77 of 2024 registered under Section-
30(a) of the Bihar Prohibition and Excise Act.

3. Prosecution case in short is that in course of
checking the train No. 09045 at Bihta, petitioners were found
uploading illicit liquor from the said train and both were
apprehended by police.

4. It has been submitted on behalf of the petitioners
that the petitioners have got no criminal antecedent. There is no
allegation of tampering of witnesses alleged against the



petitioners. The petitioners are in custody since 12-05-2024. It is alleged that 75.240 litres foreign liquor is said to have been recovered. Nothing incriminating has been recovered from the conscious possession of the petitioners. The petitioner had no knowledge regarding the alleged incident.

5. On behalf of the State, it is submitted that the petitioners are named in the F.I.R.

6. Considering the aforesaid facts and circumstances, specially the fact that the petitioners have got no criminal antecedent, let the petitioners, above named, be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) each with two sureties of the like amount each to the satisfaction of the learned Special Excise Judge, Danapur in connection with Rail Danapur P.S. Case No. 77 of 2024.

7. Before accepting the bail bond of the petitioners, the learned court below shall verify their criminal antecedents and if, they are found involved in any case other than the present one, their bail bonds shall not be accepted.

(Nawneet Kumar Pandey, J)

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