

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.53611 of 2024

Arising Out of PS. Case No.-140 Year-2024 Thana- Excise P.S. District- East Champaran

1. Bhag Narayan Sahani @ Bhagya Narayan Sahani Son Of Chhathiram Sahani Resident Of Village - Banparua, P.S. - Dumariyaghat, District - East Champaran
2. Awadhesh Sahani Son Of Langatu Sahani @ Langandu Sahani Resident Of Village - Banparua, P.S. - Dumariyaghat, District - East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Abhishek Kumar
For the Opposite Party/s : Mr.Surendra Kumar

CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH SINGH

ORAL ORDER

2 24-07-2024 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 Excise (Areraj) P.S. Case 140/2024 dated 27.05.2024 registered for the offences punishable u/s 30(a) and 37 of the Bihar Prohibition and Excise Act.

3. As per the prosecution case, total 80 litres of illicit country-made liquor was recovered from the motorcycle.

4. Learned counsel for the petitioners has submitted that the petitioners are innocent and have falsely been implicated in this case. Nothing has been recovered from the



possession of the petitioners. The petitioners are not the owner of the said motorcycle. The petitioners have clean antecedent as stated in para 3 of the bail petition. The petitioners are in custody since 28.05.2024.

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, Motihari, East Champaran in connection with Excise (Areraj) P.S. Case 140/2024.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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