

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.51171 of 2024

Arising Out of PS. Case No.-161 Year-2024 Thana- KOCHAS District- Rohtas

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1. AMIT KUMAR, Male, aged about 25 years,
 2. BOBY DEWAL, Male, aged about 23 years.

Both are SONS OF BHAGWAT RAM @ BHAGVAN RAM @
BHAGAWAN RAM R/V- PARSATHUA, WARD NO. 2, P.S.- KOCHAS,
DISTT.- ROHTAS

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Shashi Kant, Advocate
For the Opposite Party/s : Ms.Gulnar Begum, APP

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

2 21-08-2024 Heard Mr. Shashi Kant, learned counsel appearing on
behalf of the petitioners and Ms. Gulnar Begum, learned APP
for the State.

2. The petitioners seek pre-arrest bail in connection
with Kochas P.S. Case No. 161 of 2024 registered for the
offence(s) punishable under Section 30(a) of the Bihar
Prohibition and Excise Act

3. As per the allegation made in the FIR, 22 litres of
illicit liquor was recovered from a sack near Kali Mandir of
village Parsathua.



4. Learned counsel appearing on behalf of the petitioners submitted that petitioners are innocent and they have falsely been implicated in the present case. Learned counsel further submitted that the alleged recovery of illicit liquor has been made near a temple, which is an open public place and the same is easily accessible by anyone and petitioners have no concern with the alleged seized liquor. Petitioners have clean antecedents.

5. Learned APP for the State vehemently opposed the prayer for grant of pre-arrest bail.

6. In the facts and circumstances of the case, the petitioners, above named, are directed to be released on pre-arrest bail, in the event of his arrest or surrender before the learned District Court within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) each with two sureties of the like amount each to the satisfaction of learned Exclusive Special Excise Court No.2-cum-Additional District and Sessions Judge, Rohtas at Sasaram in connection with Kochas (Parsathua) O.P.) P.S. Case No. 161 of 2024, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

7. The learned District Court is directed to verify the criminal antecedent of the petitioners and if it is found that the



petitioners are involved in some other cases, as what has been stated in paragraph no.3 of the bail application, this order will automatically lose its force.

(Purnendu Singh, J)

Sanjay/-

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