

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.68868 of 2024

Arising Out of PS. Case No.-659 Year-2024 Thana- ALAMGANJ District- Patna

1. Mithun Kumar @ Mithun Roy S/o Late Ram Prasad Rai
2. Muni Lal @ Munni Lal @ Gaurav Kumar Yadav S/o Gauri Shankar Ray @
Gauri Shankar Rai @ Gauri Rai
Both R/o Vill - MakhanpurIdgah Road, Khara Kuan, P.S. - Alamganj, Distt. -
Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rudra Deo, Advocate
For the Opposite Party/s : Ms. Pushpa Sinha No.1, APP

CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

2 18-10-2024 Heard learned counsel for the petitioners and learned
APP for the State.

2. The instant application for anticipatory bail has
been filed by the petitioners apprehending their arrest in
connection with Alamganj P.S. Case No.659 of 2024 instituted
for the offence under Section 30(a), 32 of the Bihar Prohibition
and Excise Amendment Act.

3. The case of the prosecution is that 06.30 liters of
foreign liquor was recovered from a scooty. One minor was



apprehended from the spot. He disclosed the name of these petitioners. It has been observed that these petitioners are involved in supply of liquor which is being sold by the minor.

4. Learned counsel appearing on behalf of the petitioners has submitted that petitioners are innocent and have committed no offence. They have falsely been implicated in this case. It is further submitted that the petitioners were neither apprehended and nor have any concern with the scooty. Their name has surfaced in the statement of the apprehended minor. Petitioners are having clean antecedent.

5. In contra, learned APP appearing for the State has opposed the prayer of bail of the petitioner.

6. Having heard learned counsel for the parties and in the facts and circumstances of the case as stated above, this Court is inclined to enlarge the petitioners on bail. The petitioners are directed to surrender in the Court below within a period of four weeks from today and in the event of their arrest or surrender in connection with Alamganj P.S. Case No.659 of 2024, they will be enlarged on bail 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 Special Judge Excise, Patna City, Patna subject to the conditions as laid down



under section 438(2) of the Cr.P.C.

7. Accordingly, the present bail application stands
allowed.

(Ashok Kumar Pandey, J)

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