

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.69764 of 2024

Arising Out of PS. Case No.-146 Year-2024 Thana- Excise P.S. District- Saran

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1. Upendra Manjhi S/o- Suresh Manjhi RO Village- Mohammadpur PS- Dariyapur District- Saran
 2. Jitendra Kumar Son of Bhukheli Sah RO Village- Mohammadpur PS- Dariyapur District- Saran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Nalin Kumar, Adv
For the Opposite Party/s : Mr. Arun Kumar Singh, APP

CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH SINGH

ORAL ORDER

2 25-09-2024 Heard learned counsel for the petitioners and learned
A.P.P for the State.

2. The petitioners have preferred this application for grant of regular bail in connection with Sadar Excise P.S. Case No. 146 of 2024 dated 22.07.2024 registered for the offences punishable u/s 30(a), 32 (3) of the Bihar Prohibition and Excise Act.

3. As per the prosecution case, total 303.120 *litres of illicit foreign liquor was recovered from the Car.*

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



alleged recovery. The petitioners are not the owner of the said seized vehicle. The petitioner no. 1 is driver and the petitioner no. 2 is co-driver of the said car. Nothing has been recovered from the conscious possession of the petitioners. The petitioner no. 1 has one criminal antecedent whereas the petitioner no. 2 has clean antecedent as stated in supplementary affidavit. The petitioners are in custody since 22.07.2024.

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 nature of allegation levelled against the petitioners and 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) with two sureties of the like amount each to the satisfaction of learned Court concerned, Saran at Chapra in connection with Sadar Excise P.S. Case No. 146 of 2024.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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