

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.72791 of 2024

Arising Out of PS. Case No.-56 Year-2024 Thana- Excise P.S. District- Supaul

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1. Mukesh Sah S/o Shiv Narayan Sah R/o Village- Paikpar (ward no.08), P.S.- Bhargama, District- Araria
 2. Debashish Yadav S/o Late Lakshman Lal Yadav R/o Village- Santinagar, P.S.- Dalkola, District- Uttar Dinapur (West Bengal)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Arun Kumar Jha, Adv

For the Opposite Party/s : Mr. Meena Singh, APP

CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH SINGH

ORAL ORDER

2 07-10-2024 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 Triveniganj Excise P.S. Case No. 56 of 2024 dated 12.07.2024 registered for the offences punishable u/s 30(a) of the Bihar Prohibition and Excise Act.

3. As per the prosecution case, total 180 litres of illicit foreign liquor was recovered from the Scorpio.

4. Learned counsel for the petitioners 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. 2 is the driver of the said vehicle and the petitioner no. 1 has taken lift. Nothing has been recovered from the conscious possession of the petitioners. The petitioners have clean antecedent as stated in para 3 of the bail petition. The petitioners are in custody since 12.07.2024.

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, Supaul, in connection with Triveniganj Excise P.S. Case No. 56 of 2024.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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