

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.76288 of 2024

Arising Out of PS. Case No.-143 Year-2024 Thana- SRIPUR District- Gopalganj

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1. Randhir Sah S/O Manilal Sah Resident of Village - Rampur P.S .- Garkha, Distt.- Saran (Chapra)
 2. Sudhir Kumar S/O Tirath Manjhi Resident of Village - Jalal Basant P.S .- Garkha, Distt.- Saran (Chapra)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Dhananjay Upadhyay, Advocate
For the Opposite Party/s : Mr. Sanjay Kumar Tiwary, APP

CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH MISHRA

ORAL ORDER

2 24-10-2024 Heard learned counsel for the petitioners and learned APP
for the State.

2. The petitioners seek bail in connection with Sripur PS Case No. 143 of 2024 instituted for the offences under Section 30(a) of the Bihar Prohibition and Excise Act.

3. The prosecution case, in short, is that 269.100 liters liquor was recovered from Tempo.

4. Learned counsel for the petitioners submits that the petitioners are innocent and have falsely been implicated in the present case. No incriminating material has been recovered from the conscious possession of the petitioners. The petitioners have got no concern with the alleged recovery of liquor. Petitioner



No.1 is said to be driver of the Tempo. The petitioners are in custody since 08-08-2024. Petitioner No.1 has got one criminal antecedent while petitioner No.2 is a man of clean antecedent. There is no compliance of Section 100 of Cr.P.C.

5. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioners.

6. Considering the aforesaid facts and circumstances of the case and the period of custody undergone by the petitioners, this Court is inclined to grant bail to the petitioners.

7. Let the petitioners be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) each with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Sripur PS Case No. 143 of 2024.

(Rudra Prakash Mishra, J)

Raj Kishore/-

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