

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.83026 of 2023

Arising Out of PS. Case No.-549 Year-2023 Thana- BARHARA District- Bhojpur

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1. Gauri Shankar Choudhary Son Of Late Ram Ishawar Choudhary R/O Village- Jantola, P.S.- Rivilganj, Dist.- Chapra
 2. Bihari Bind @ Bihari Choudhary Son Of Satyadev Bind R/O Village- Goreriyan, P.S.- Dokati, Dist.- Baliyan (u.p.)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Anil Kumar Roy
For the Opposite Party/s : Mr. Pradeep Narain Kumar

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 04-01-2024 Heard learned counsel for the petitioners and

learned APP for the State.

The petitioners are languishing in custody in a case registered for the offences punishable under Sections 30(a) of the Bihar Prohibition & Excise Act and Sections 25(1-B) a, 26, 35 of the Arms Act.

There are recoveries of 38.70 litres of illicit Indian made foreign liquor and a country made liquor along with one live cartridge from the accused persons



including the petitioners.

It is submitted by learned counsel for the petitioners that petitioners are innocent and they have falsely been implicated in this case. Nothing has been recovered from the conscious possession of the petitioners. The petitioners have no concern either with the seized illicit liquor or the arms. The petitioners are languishing in custody since 14.09.2023. A statement has been made in para 3 of the petition that petitioners have no criminal antecedent.

In contra, learned A.P.P appearing on behalf of the State has vehemently opposed the prayer for bail of the petitioners.

Considering the facts aforesaid and the period under custody, let the petitioners, above named, be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten Thousands) each with two sureties of the like amount each to the satisfaction of learned Exclusive Special Excise Court, 1st, Bhojpur, Ara in connection with



Barhara (Sinha O.P) P.S. Case No. 549 of 2023.

(Sunil Kumar Panwar, J)

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