

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.86195 of 2024

Arising Out of PS. Case No.-299 Year-2024 Thana- KOCHAS District- Rohtas

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1. Rupesh Kumar Son of Om Prakash Chauhan Residents of Village- Kochas, Ward No. 11, P.S.- Kochas, District- Rohtas
 2. Om Prakash Chauhan son of Late Munni Lal Chauhan Residents of Village- Kochas, Ward No. 11, P.S.- Kochas, District- Rohtas

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Shashi Kant, Advocate

For the Opposite Party/s : Mr. Md. Fahimuddin, APP

CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH MISHRA

ORAL ORDER

2 18-12-2024 Heard learned counsel for the petitioners and learned
APP for the State.

2. The petitioners seek bail in connection with Kochas
PS Case No. 299 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 total 80.34
litres of foreign liquor was recovered from shop of Mukesh
Kumar and house of the petitioners.

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



submitted that apprehended co-accused person disclosed the name of the petitioners. The recovery is made from the joint house of the petitioners where the other family members also reside. The petitioners are in custody since 19.11.2024 and has got one criminal antecedent in which he is on bail. There is no compliance of Section 103 of B.N.S.S.

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 Kochas PS Case No. 299 of 2024.

(Rudra Prakash Mishra, J)

Raj Ranjan/-

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