

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.1680 of 2025

Arising Out of PS. Case No.-327 Year-2024 Thana- Excise P.S. District- Madhubani

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1. Md. Mustafa S/o- Md. Rajul Village- Kotwali Chowk Ps- Nagar Dist- Madhubani
 2. Md. Zubair S/o- Md. Majibul Village- Kotwali Chowk Ps- Nagar Dist- Madhubani

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Shabina Talat
For the Opposite Party/s : Mr.Ramesh Chandra

CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH SINGH

ORAL ORDER

2 19-02-2025 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 Excise Sadar P.S. Case No. 327 of 2024 dated 24.11.2024 registered for the offences punishable u/s 30(a) of the Bihar Prohibition and Excise Act.

3. As per the prosecution case, total 108 litres of illicit Nepali country made liquor was recovered from the e-rickshaw.

4. Learned counsel for the petitioners has submitted that the petitioners are innocent and have falsely been implicated in this case. The petitioner no. 1 is the passenger and the petitioner no. 2 is the driver of the said vehicle. The



petitioners have no concern with the alleged recovery. Nothing has been recovered from the conscious possession of the petitioner. The petitioners have clean antecedent as stated in para 3 of the bail petition. The petitioners are in custody since 25.11.2024.

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 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) each with two sureties of the like amount each to the satisfaction of learned Court concerned, Madhubani in connection with Excise Sadar P.S. Case No. 327 of 2024.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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