

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.10779 of 2025

Arising Out of PS. Case No.-947 Year-2024 Thana- Excise P.S. District- Gopalganj

1. Kundan Kumar Pal S/O Sudama Pal Resident of Vill.- Habirpur, P.S- Tareya Sujan, Distt.- Kushinagar (Uttar Pradesh)
2. Abhishek Kumar Yadav @ Abhishek Kr. Yadav S/O Ashok Yadav R/O Village- Tareya Kari Shahi, P.S- Tareya Sujan, Distt.- Kushinagar (Uttar Pradesh).

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Umesh Kumar Singh, Adv.
For the Opposite Party/s : Mr.Ashok Kumar Singh, APP

CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH SINGH

ORAL ORDER

2 21-03-2025 Heard learned counsel for the petitioners and learned APP for the State.

2. The petitioners have preferred this application for grant of regular bail in connection with Excise P.S. Case No. 947 of 2024 dated 19.12.2024 registered for the offences punishable u/ss 30(a) and 32 of the Bihar Prohibition and Excise Act.

3. As per the prosecution case, total 68 litres of illicit country made liquor was recovered from the Tempo.

4. Learned counsel for the petitioners has submitted that the petitioners are innocent and have falsely been implicated in this case. The name of the petitioners was



transpired in this case merely on suspicion. The petitioners are not the owner of the said vehicle and they have no knowledge about the aforesaid seized liquor. 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 20.12.2024.

5. Learned A.P.P. for the State has 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, Gopalganj in connection with Excise P.S. Case No. 947 of 2024.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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