

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.85919 of 2024

Arising Out of PS. Case No.-293 Year-2024 Thana- Excise P.S. District- Araria

1. Seikh Munna @ SK. Munna @ Sekh Munna @ Munna SK. S/o Late Noor Alam R/o Canning, ward no. 60, P.S.- canning, Distt.- South 24 Pargana (W.B.) Permanent Address Raza Bazar Keshav Chwok Street ward no. 147, P.s. - Amar Street, Distt.- Kolkata (W.B)
2. Arup Seth S/o Late Jitu Seth Resident at Canning ward no. 60, P.S- Canning, Distt.- South 24 Pargana (W.B.) Permanent Address Linten Street Ward no. 60, P.S. - Bania Pukur, Distt.- Kolkata (W.B)

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Mukesh Kumar Rana
For the Opposite Party/s : Mr.Suresh Prasad Singh

CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH SINGH

ORAL ORDER

2 09-01-2025 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 Araria Excise Circle P.S. Case No. 293 of 2024 dated 24.08.2024 registered for the offence/s punishable u/s 30(a) of the Bihar Prohibition and Excise Act.

3. As per the prosecution case, total 303.120 litres of illicit foreign liquor was recovered from the Tata vehicle.

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 driver and the petitioner no. 2 is the co-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 25.08.2024.

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, Araria in connection with Araria Excise Circle P.S. Case No. 293 of 2024

7. The application stands allowed.

(Chandra Prakash Singh, J)

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