

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.88874 of 2024

Arising Out of PS. Case No.-173 Year-2024 Thana- BHORE District- Gopalganj

1. Govind Bin son of Deba Bin R/o- Khalwagaon, PS- Bhore District- Gopalganj
2. Binod Bin son of Suraj Bin R/o- Khalwagaon, PS- Bhore District- Gopalganj

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Shashank Shekhar , Advocate

For the Opposite Party/s : Mr. Gauri Shankar Gupta, APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 05-02-2025 Heard learned counsel for the petitioners and the State .

2. Petitioners apprehend arrest in a case registered for the offence punishable under Section 30 (a) of Bihar Prohibition and Excise (Amendment) Act 2018 .

3 . It is alleged that 302 liters of country made liquor was recovered from seized motorcycle .

4. It is submitted that the petitioners are innocent and have falsely been implicated in this case . Petitioners are neither driver nor owner of the seized motorcycle . No incriminating material has been recovered from their conscious possession of these petitioners and they are in no way connected



with the aforesaid recovery. Petitioner No. 1 claims clean antecedent.

5 . Learned counsel for the State opposed the bail petition and submitted that petitioner No. 2 has got three criminal antecedent of similar nature .

6. Considering the fact that petitioner No. 2 has got three criminal antecedent of similar nature , his prayer for pre – arrest bail is rejected.

7. Considering the facts of the case , clean antecedent of petitioner No. 1 in the event of arrest/surrender within eight weeks from today, let the petitioner No. 1 , above named, be released on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Additional District and Sessions Judge – XIII – Cum – Special Excise Court No. I Gopalganj in connection with Bhore Police Station Case No. 173 of 2024 , subject to the conditions laid down under section 438(2) of the Code of Criminal Procedure .

(Prabhat Kumar Singh, J)

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