

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.88466 of 2024

Arising Out of PS. Case No.-833 Year-2024 Thana- Excise P.S. District- Kaimur (Bhabua)

1. Pratap Singh @ Pratap Thakur S/O Vinod Thakur @ Binod Thakur @ Binod Singh Resident of Village- Nahar Toli, P.S- Jaidpur, District- Agra (Uttar Pradesh)
2. Bhupendra Singh S/O Shree Bikram Singh R/O Village- Bhopar, P.S- Maheba, Dist.- Dausa (Rajasthan).

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Deepak Kumar Singh, Adv.
For the Opposite Party/s : Mr.Ajay Kumar No. 2, APP

CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH SINGH

ORAL ORDER

2 15-02-2025 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. 833 of 2024 dated 27.10.2024 registered for the offences punishable u/ss 30(a), 32(1) and 32(3) of the Bihar Prohibition and Excise Act.

3. As per the prosecution case, total 203.040 litres of illicit foreign liquor was recovered from the dickey of the car.

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 petitioner no. 1 is the driver and the petitioner no. 2 is the owner of the said vehicle but they have no knowledge about the aforesaid seized liquor. Nothing has been recovered from the conscious possession of the petitioners. The petitioner no. 1 has one criminal antecedent whereas the petitioner no. 2 has clean antecedent as stated in para 3 of the bail petition. The petitioners are in custody since 28.10.2024.

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, Kaimur at Bhabhua in connection with Excise P.S. Case No. 833 of 2024.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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