

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.1788 of 2025

Arising Out of PS. Case No.-398 Year-2024 Thana- BIBHUTIPUR District- Samastipur

1. Md. Taufik Alam @ Md. Tafik Alam @ Taufik Alam Son of Md. Ali Resident of Village - New Ishlampur Paandar Pala Bankmore, P.S. - Bhuli, District - Dhanbad (Jharkhand)
2. Md. Rounak Alam @ Md. Raunak Alam Son of Md. Manjur Alam @ Manjur Alam Resident of Village - New Ishlampur Paandar Pala Bankmore, P.S. - Bhuli, District - Dhanbad (Jharkhand)

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Khushi Awadh, Adv

For the Opposite Party/s : Mr. Shahabuddin Azeem @ S. Azeem, APP

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 Bibhutipur P.S. Case No. 398 of 2024 dated 20.11.2024 registered for the offences punishable under Sections 274 and 275 of the Bhartiya Nyaya Sanhita, 2023 and u/s 30(a) of the Bihar Prohibition and Excise Act.

3. As per the prosecution case, total 63 litres of illicit foreign liquor was recovered from the Truck and 423 litres of illicit foreign liquor was recovered from the hut of the co-accused *Chotu Singh*.



4. Learned counsel for the petitioners has submitted that the petitioners are innocent and have falsely been implicated in this case. The petitioners have no concern with the alleged recovery. The petitioners are the driver and Khalasi of the said seized truck. Nothing has been recovered from the conscious possession of the petitioners. The petitioners has no criminal antecedent as stated in para 3 of the bail petition. The petitioners are in custody since 20.11.2024.

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 nature of allegation levelled against the petitioners and 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) with two sureties of the like amount each to the satisfaction of learned Court concerned, Samastipur, in connection with Bibhutipur P.S. Case No. 398 of 2024.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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