

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.39352 of 2017

Arising Out of PS.Case No. -132 Year- 2017 Thana -BAGHA District-
WESTCHAMPARAN(BETTIAH)

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Chhoti Yadav, son of Ram Naresh Yadav, resident of village Mangalpur
Police Station Bagaha, (Pathkhoul) District West Champaran

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Milind Kumar Mishra

For the Opposite Party/s : Mr. Dr. Ajeet Kumar

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CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

2 19-08-2017 Heard Sri Milind Kumar Mishra, learned counsel for
the petitioner and Dr. Ajeet Kumar, learned Additional Public
Prosecutor .

The petitioner who is in custody since 24.5.2017 in
Bagaha (Pathkhoul) P.S. Case No. 132 of 2017 registered for the
offence under section 30(a) of the Bihar Prohibition and Excise
Amendment Act, 2016 has prayed for grant of bail.

It was submitted by learned counsel for the petitioner
that petitioner is having clean antecedent and this fact is stated
in paragraph no. 3 of the petition. He submits that though nothing
was recovered from conscious possession of the petitioner, the
petitioner has been made accused due to village politics. He
submits that in the case about 40 liter of country made liquor was
recovered from a place near the Bank of river Gandak and



petitioner was made accused.

Considering the nature of accusation, recovery not from conscious possession or premises of the petitioner, clean antecedent and period of custody, let the petitioner Chhoti Yadav be enlarged on bail on furnishing bail bond of Rs. 10,000/- (rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge, Excise , Bettiah, West Champaran / concerned court in connection with Bagaha (Pathkhoul) P.S. Case No. 132 of 2017.

(Rakesh Kumar, J)

Praful/-

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