

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.43795 of 2017

Arising Out of PS.Case No. -233 Year- 2017 Thana -GOVERNMENT OFFICIAL COMP. District-
SAHARSA

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1. Rajesh Kumar Yadav Son of Late Lalmuni Prasad Yadav, R/o Village-
Jalaiya Pastpar, Ward No. 2, P.S.- Sour Bazar, O.P.- Pastpur, District-
Saharsa.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ashok Kumar

For the Opposite Party/s : Mr. Sri Madan Kumar

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 20-09-2017 The petitioner seeks regular bail in connection with

Special Case No. 233 of 2017, registered for offences punishable

under Sections 30(A) of the Bihar Prohibition and Excise Act,

2016.

Allegation is of recovery of 6 litres of mahua wine.

It has been submitted on behalf of the petitioner that he
has falsely been implicated in this case and nothing has been
recovered from his conscious possession. Moreover, he has
sufficiently been punished for the said offence as he has been in
judicial custody since 23.06.2017 and has no criminal antecedent.

Heard learned A.P.P. also.

Having heard both sides, considering the facts and



circumstances of the case, nature of allegation, quantity of recovery and period of custody and also that petitioner has no criminal antecedent, let the petitioner above named, be released on bail on furnishing bail bonds of Rs. 25,000 (Rs. Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge – cum – Special Judge, Saharsa, in connection with Special Case No. 233 of 2017.

- (i) One of the bailors of the petitioner shall be a local person having sufficient immovable property within the jurisdiction of the concerned Court.
- (ii) It is made clear that if the petitioner again found involved in any of the like offences, in future, prosecution will be free to move for cancellation of his bail bonds.

(Vinod Kumar Sinha, J)

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