

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.54311 of 2017

Arising Out of PS.Case No. -98 Year- 2017 Thana -SISWAN District- SIWAN

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1. Brij Kumar Yadav, S/o- Chandradev Yadav, resident of Village- Bhagar,
P.S.- Siswan, District- Siwan.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ajay Kumar Pandey

For the Opposite Party/s : Mr. Sri Harendra Prasad

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 15-11-2017 The petitioner seeks regular bail in connection with

Siswan P.S. Case No. 98 of 2017, registered for offences

punishable under Sections 272 and 273/308 of the Indian Penal

Code and Section 30(A)/38(i) of the Bihar Prohibition and Excise

Act, 2016.

Allegation is of recovery of 896 litres of country made

wine.

It has been submitted on behalf of the petitioner that he

has falsely been implicated in this case and has no criminal

antecedent and has been in judicial custody since 28.08.2017 and

other co-accused having similar allegation has already been

enlarged on bail by a coordinate Bench of this Court vide orders

dated 25.08.2017, passed in Cr. Misc. No. 41221 of 2017, 41081

of 2017 and 40847 of 2017.

Heard learned A.P.P. also.



Having heard both sides, considering the facts and circumstances of the case, though recovery is huge, however considering the fact that other co-accused of this case has already been enlarged on bail, as such, 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 -II, Siwan, in connection with Siswan P.S. Case No. 98 of 2017, subject to the condition that:-

- (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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