

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.61482 of 2017

Arising Out of PS.Case No. -135 Year- 2017 Thana -BHAGALPUR RAIL P.S. District-
BHAGALPUR

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Pawan Yadav @ Pawan Kumar Yadav, Son of Babulal Yadav, Resident of
Village-Babupur P.S. Sabour, District-Bhagalpur.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance:

For the Petitioner/s : Mr. Brij Nandad Prasad, Advocate

For the Opposite Party/s : Mr. Ram Sevak Choudhary, APP

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 21-12-2017 Heard the learned counsel for the petitioner and the

learned A.P.P. for the State.

The petitioner seeks regular bail in connection with
Rail (Bhagalpur) P.S. Case No. 135 of 2017 instituted for the
offences under Section 30(a) of the Excise Act, 2016.

The allegation is regarding recovery of 61 liters of illicit
liquor from a compartment of the Railway bogie.

The learned counsel for the petitioner submits that no
recovery has been effected from the conscious possession of the
petitioner and he was only a co-passenger in the said train. The
learned counsel further submits that the petitioner has a clean
antecedent and he is in custody since 11.07.2017.

Considering the nature of accusation, the period of
custody already undergone and the fact that the petitioner has got a



clean antecedent, I direct the petitioner named above to be released on regular 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, Bhagalpur in connection with Rail (G.R.P.) Bhagalpur P.S. Case No. 135 of 2017.

(Mohit Kumar Shah, J)

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