

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.27847 of 2018

Arising Out of PS. Case No.-43 Year-2018 Thana- BUXAR INDUSTRIAL District- Buxar

Subash Yadav @ Subhash Yadav, Son of Late Shivmuni Yadav, resident of
Village- Ahirauli, P.S.- Buxar (Industrial), District- Buxar.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Satyapal Singh

For the Opposite Party/s : A.P.P.

CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

2 08-05-2018 Heard Sri Satyapal Singh, learned counsel for the
petitioner and learned Additional Public Prosecutor.

The sole petitioner, who is in custody since 3.4.2018 ,
having clean antecedent, which fact has been stated in paragraph
no. 3 of the petition, has prayed for grant of bail in connection
with Buxar (Industrial) P.S. Case No. 43 of 2018, registered for
the offence under Section 272/273/34 of the Indian Penal Code ,
1860 and Sections 30(a) of the Bihar Prohibition and Excise
Act, 2016.

Learned counsel for the petitioner submits that
nothing was recovered from conscious possession of the
petitioner or from premises of the petitioner, rather in this case
recovery of about 33.480 liters of foreign liquor was affected
from a place where fodder was kept. It has been argued that



area from which recovery was affected was not in possession of petitioner nor petitioner was aware regarding concealment of such quantity of foreign liquor.

Be that as it may, considering the nature of accusation, clean antecedent of the petitioner as well as period of custody , let the petitioner Subash Yadav @ Subhash 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 Additional District & Sessions Judge – IInd cum Special Judge Excise Act, Buxar / concerned court in connection with Buxar (Industrial) P.S. Case No. 43 of 2018.

(Rakesh Kumar, J)

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