

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.60173 of 2018

Arising Out of PS. Case No.-250 Year-2018 Thana- JAYNAGAR District- Madhubani

Upendra Yadav son of Late Uttim Lal Yadav, Resident of village- Malahtoli,
Korhaiya, P.S.- Jainagar, District- Madhubani.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr. Gagan Deo Yadav, Adv.

For the Opposite Party/s : Mr. Ram Bachan Singh, A.P.P.

CORAM: HONOURABLE MR. JUSTICE RAKESH KUMAR
ORAL ORDER

2 28-09-2018 Heard Sri Gagan Deo Yadav, learned counsel for the

petitioner and Sri Ram Bachan Singh, learned Addl. Public

Prosecutor.

The sole petitioner, apprehending his arrest in Jai
Nagar P.S. Case No. 250 of 2018 registered for offence under
Sections 272 and 273 of the Indian Penal Code and Section
30(a) of the Bihar Prohibition and Excise Act, 2016, has prayed
for grant of bail, in the event of his arrest or surrender.

At the very outset, learned counsel for the petitioner
has drawn my attention to the statement made in paragraph-3 of
the petition to show that the petitioner is having clean
antecedent. He further submits that in the present case, recovery
of huge quantity of Nepali Saufi Liquor was shown from the
field of Ram Kripal Yadav and the petitioner only on suspicion



has been made accused.

Be that as it may, considering the nature of accusation, clean antecedent as well as the fact that nothing was recovered from the conscious possession of the petitioner, in the event of his arrest or surrender within a period of six weeks from today, let the petitioner, namely, Upendra Yadav be enlarged on bail on furnishing bail-bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Addl. Sessions Judge-II-cum-Special Judge, Excise Act, Madhubani in connection with Jai Nagar P.S. Case No. 250 of 2018, subject to condition as laid down under Section 438(2) of the Code of Criminal Procedure.

(Rakesh Kumar, J.)

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