

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.23371 of 2018

Arising Out of PS. Case No.-115 Year-2017 Thana- DEODHA District- Madhubani

Rohit Yadav @ Rohit Kumar Yadav S/o Harishankar Yadav @ Pahari @
Harish Chandra Yadav R/o Vill-Usrahi Aamtol, P.S. Deodha, Distt.
Madhubani.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sanjay Kumar

For the Opposite Party/s : Smt. Meena Singh

**CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL**

ORAL ORDER

2 26-04-2018 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in connection with Deodha
P.S. Case no. 115 of 2017 registered under Sections 272, 273 of
the I.P.C. and Sections 37(B)/30(a) of Bihar Prohibition &
Excise Act-2016.

225 lts. of country made liquor is said to have been
recovered from the bank of Kamla Canal Amba Tol and two
persons namely, Saroj Sahani and Madan Sahani were
apprehended while petitioner managed to escape. The
apprehended accused persons disclosed the name of the
petitioner as their fleeing accomplice and their financier to fetch
the liquor.



It is submitted by learned counsel for the petitioner that no incriminating article has been recovered from conscious physical possession of the petitioner. He has no concern either with the seized liquor or with the place of recovery. He has been falsely implicated in the case by the apprehended accused persons. He was not apprehended on the spot. He has been languishing in custody since 05.03.2018. Said Madan Sahani has been enlarged on bail by a co-ordinate Bench of this Court vide order dated 29.03.2018 passed in Cr. Misc. no. 17871 of 2018.

In the facts and circumstances of the case, the above named petitioner is directed to be enlarged on bail on furnishing bail bonds of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned A.D.J.-II, Madhubani in connection with Deodha P.S. Case no. 115 of 2017.

(Prakash Chandra Jaiswal, J)

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