

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.1803 of 2019

Arising Out of PS. Case No.-705 Year-2018 Thana- BARACHATTI District- Gaya

Satendra Yadav, Gender-Male, aged about 32 years old, Son of Pairu Yadav,
Resident of Village-Tinanwan, P.S.- Fatehpur, District-Gaya.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ajay Kumar Sinha

For the Opposite Party/s : Mrs. Pushpa Sinha

CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 16-01-2019 Let the matter be placed before the appropriate
Bench.

Heard learned counsels for the petitioner and the
State.

The petitioner is languishing in custody since 26.11.2018
in a case registered for the offences punishable under Section
120B of the IPC and Section 30(a) of the Bihar Prohibition and
Excise Act, 2016.

The prosecution case is to the effect that from a
motorcycle, 14 litres of country made mahua liquor was
recovered when one Suresh Yadav was apprehended, who
disclosed the name of the petitioner, as the person who escaped
from the scene.



It is submitted by learned counsel for the petitioner that the accusation does not reflect that the recovery has been made from the possession of the petitioner and only on the basis of suspicion, the petitioner has been roped in the present case. A statement has been made in paragraph no.3 of the petition that though the petitioner is involved in other case of similar nature, but in that case, he is on bail.

Learned APP submits that name of the petitioner sprang up on the confession of co-accused Suresh Yadav.

Considering the fact that no recovery has been made from the petitioner and the period under custody, let the above named petitioner be released on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of like amount each to the satisfaction of learned Special Judge, Excise, Gaya in connection with Barachatti (Mohanpur) P.S. Case No. 705 of 2018.

(Dinesh Kumar Singh, J)

Amrendra/-

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