

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.4493 of 2019

Arising Out of PS. Case No.-403 Year-2017 Thana- AMARPUR District- Banka

Shakti Yadav @ Shiv Shakti Yadav, Son of Shyam Sunder Yadav, R/o Village-
Dhamnichak, P.O-and P.S.-Amarpur, Distt.-Banka

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sanjeev Kumar Mishra

For the Opposite Party/s : Mr. Arbind Kumar Pandey (App84)

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

ORAL ORDER

2 30-01-2019 Heard learned counsel for the petitioner and learned
APP for the State.

Petitioner seeks bail in a case registered for the
offence punishable Section 30(a) of the Bihar Prohibition and
Excise Act, 2016.

53 bottles each containing 180 ML of foreign
liquor is said to have been recovered from the bush located near
the poultry farm of Ranjeet Kumar Bhagat @ Ranjo Bhagat.
Said Ranjeet Kumar in his confessional statement has named the
petitioner and others as supplier of the liquor.

It is submitted by learned counsel for the
petitioner that no incriminating article has been recovered from
the conscious physical possession of the petitioner. He has no



concern either with the seized liquor or place of recovery or any trade of liquor. He was not apprehended on the spot. He has been falsely implicated in the case by said Ranjeet Kumar due to animosity. Barring the aforesaid confessional statement of Ranjeet Kumar, there is nothing in the record indicating the complicity of the petitioner in the occurrence. He has been languishing in custody since 05.08.2018.

Considering the facts aforesaid, the above named petitioner is directed to 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 the learned 2nd Additional Sessions Judge, Banka in connection with Amarpur P.S. Case No. 403 of 2017.

(Prakash Chandra Jaiswal, J)

mantreshwar/-

U		T	
---	--	---	--

