

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.41316 of 2019**

Arising Out of PS. Case No.-251 Year-2019 Thana- GOVERNMENT OFFICIAL COMP.
District- Gaya

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SAM SUNDAR YADAV Son of Ramanand Yadav Resident of Village -
Chahal Murera, P.S.- Atari, District- Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Sunil Kumar Yadav
For the Opposite Party/s : Mr.Veena Kumari Jaiswal

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**CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER**

2 04-07-2019 This application, for grant of anticipatory bail, arises
out of Excise Case No. 251/2019, disclosing offences under
Sections 30(a) and 30 (c) of the Indian Penal Code.

Allegation is of recovery of 12 kilogram of java
mahua and twenty liters of country made liquor, which were
concealed beneath the land and the accused persons fled away.

Submission of learned counsel for the petitioner is
that he has no criminal antecedent and he has falsely been
implicated in this case and the land from which, the recovery
has been made does not belong to the petitioner.

Learned counsel for the State opposed the prayer for
bail, however, he could also not show anything that the land
from which the recovery has been made, belongs to the



petitioner.

Having heard both sides, in view of the above facts, this application is allowed. Let the petitioner, above named, in the event of his arrest or surrender before the court below within six weeks, be released on bail on furnishing bail bond of Rs. 25,000/- (Rupees Twenty five Thousand) each with two sureties of the like amount each to the satisfaction of learned Special Excise Judge, Gaya, in connection with Excise Case No. 251/2019, subject to the condition laid down under Section 438 (2) of the Code of Criminal Procedure.

(Vinod Kumar Sinha, J)

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