

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.4843 of 2020**

Arising Out of PS. Case No.-391 Year-2019 Thana- RAJAOLI District- Nawada

Awadhesh Yadav @ Tamatara @ Tamatar Yadav, Son of Radhe Yadav,  
Resident of Village - Bhaur, P.S.- Rajauli, Distt - Nawada.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Anish Kumar

For the Opposite Party/s : Mr.Pawan Kumar Chaurasia

**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR  
MISHRA**

ORAL ORDER

2      10-06-2020                      Heard learned counsel for the petitioner and the  
learned A.P.P. for the State.

The petitioner apprehends his arrest in connection  
with Rajauli P.S. Case No. 391 of 2019, registered under  
Sections 30(a)(c)(d), 41 and 56 of the Bihar Excise Act, 2016.

The accusation is that in course of patrolling duty,  
asbestos house of Bali Mushar situated near the house of  
petitioner was searched, from where, four persons were found  
packing the illicit liquor. On seeing the police party, all started  
to flee away, but on chased, three persons were apprehended  
while one persons succeeded to flee away. The apprehended  
persons disclosed the name of Awadhesh Yadav (petitioner),  
who succeeded to flee away. On search, 350 pouches each



containing 200 ml country made liquor, packing machine and other materials were recovered from the Asbestos house of Bali Mushar.

Learned counsel for the petitioner submits that it would appear from the FIR that petitioner was not apprehended at the spot, in fact, petitioner is accused in Rajauli P.S. Case No. 91 of 2017, similar nature of case, due to that reason he has been implicated in the present case.

Having regard to the facts and circumstances of the case, let the above named petitioner be released on bail, in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the Learned Additional Sessions Judge-II-cum-Special Judge, Nawada, in connection with Rajauli P.S. Case No. 391 of 2019, subject to the condition as laid down under Section 438(2) of the Cr.P.C.

**(Rajendra Kumar Mishra, J)**

Bhardwaj/-

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