

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.4723 of 2020

Arising Out of PS. Case No.-167 Year-2019 Thana- KARAHGAR District- Rohtas

MANTU YADAV Son of Raj Vansh Singh Resident of Village - Belaspur,
P.S.- Karghar, Dist.- Rohtas.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Nagendra Prasad

For the Opposite Party/s : Mr.Satyendra Prasad

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 23-01-2020 Heard the learned counsel for the petitioner and the
learned APP for the State.

The petitioner seeks regular bail in connection with
Karghar P.S. Case No. 167 of 2019, registered for the offence
punishable under Sections 30(a) of the Bihar Prohibition &
Excise Act.

The allegation is regarding huge quantity of illicit
liquor having been recovered by the police from a truck and
during the course of investigation, it transpired that the
petitioner is also the person, who had fled away from the
spot.

The learned counsel for the petitioner has submitted that
the petitioner has been falsely implicated in present case. It
is submitted that though, the petitioner is an accused in one
other case, but he is on bail in the said case. It is further



submitted that the petitioner is languishing in custody since 5.11.2019. Lastly, the learned counsel for the petitioner has referred to paragraph no. 9 of the present petition to submit that the petitioner is neither the owner of the truck nor has been apprehended with the illicit liquor from the spot, hence, no illicit liquor has been recovered from the conscious possession of the petitioner.

Having regard to the facts and circumstances of the case, considering the submissions made by the learned counsel for the petitioner, coupled with the fact that no recovery of illicit liquor has been made from the conscious possession of the petitioner and the truck does not belong to the petitioner, I deem it fit and proper to direct for release of the petitioner on regular bail.

Accordingly, the above named petitioner is directed to be enlarged on bail on furnishing bail bonds of Rs. 10,000/- (rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned 2nd A.D.J. cum Special Judge, Excise Rohtas at Sasaram in connection with Kargahar P.S. Case No. 167 fo 2019.

(Mohit Kumar Shah, J)

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