

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.17055 of 2020**

Arising Out of PS. Case No.-19 Year-2020 Thana- JOGBANI District- Araria

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1. DILIP YADAV, S/o - Late Rabi Yadav
  2. Suraj Yadav, S/o - Sri Kapil Yadav
- Both Resident of Village - Samol, P.S. - Forbesganj, District - Araria.  
... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Gopal Kumar Jha, Advocate  
For the Opposite Party/s : Mr. Parmanand Kumar, A.P.P.

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**CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR**  
**ORAL ORDER**

2      13-05-2020                      This matter is taken up through video conferencing.

Heard learned counsel for the petitioners and learned  
APP for the State.

Petitioners seek bail in a case registered for the  
offences punishable under Sections 30(a) and 38(i) of the Bihar  
Prohibition and Excise Act, 2016.

Liquor was allegedly recovered from possession of  
both the petitioners when they were carrying the same.  
Petitioners have got no criminal antecedent. Petitioners are in  
custody since 27.01.2020. Investigation of the case is already  
complete against the petitioners.

Considering the entire facts aforesaid, let the  
petitioners, above named, be released on bail on furnishing bail  
bonds of Rs.20,000/- (Rupees Twenty Thousand) each with two



sureties of the like amount each to the satisfaction of learned Court below where the case is pending in connection with Special Case No. 115 of 2020 arising out of Jogbani P.S. Case No. 19 of 2020, subject to the following conditions:-

(a) The petitioners shall fully cooperate with the investigation/trial of the case, failing which the learned court below shall be at liberty to cancel the bail bond of the petitioners.

(b) Both the bailors shall be resident of the territorial jurisdiction of the learned court below.

If the petitioners would not be able to furnish sureties due to lock-down, they shall be provisionally released on their personal bond and the provisional bail shall be confirmed only after production of the bailors within fifteen days of restoration of normal function of the Court.

**(Birendra Kumar, J)**

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