

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.19938 of 2020

Arising Out of PS. Case No.-193 Year-2019 Thana- MANJHAGARH District- Gopalganj

BHOLA YADAV @ BHOLA KUMAR YADAV, aged about 30 years,
Gender-Male, Son of Surendra Yadav, Resident of Village- Dharamparsa,
Police Station- Manjharh, District- Gopalganj.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr. Gautam Kumar Yadav, Advocate.
For the Opposite Party : Mr. Dilip Kumar No. 1, A.P.P.

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 19-06-2020 Due to COVID-19 Pandemic, the matter is being
taken up by way of virtual Court proceeding.

The matter has been listed under the heading ‘For
Orders’ under the orders of Hon’ble the Chief Justice.

Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner seeks bail in a case for the offence
registered under Sections 414, 420/34 of the IPC and 30(a) of
the Bihar Prohibition and Excise Act, 2016.

The prosecution story, in brief, is that total 41.400
liters wine is said to have been recovered.

It has been submitted by learned counsel for the
petitioner that the petitioner is languishing in custody since



02.03.2020. The petitioner has falsely been implicated in the present case. Charge sheet/prosecution report has been submitted in the present case. There is no allegation of tampering with the witnesses alleged against the petitioner. It is alleged that total 41.400 liters wine is recovered from the vehicle in question. There is no compliance of Section 100 Cr. P.C.

On behalf of the State, it is submitted that the petitioner is named in the F.I.R/ Complaint Case.

Considering the facts and circumstances of the case and also the lockdown, let the petitioner above named, be released on bail on his personal bond to the satisfaction of the learned Additional District & Sessions Judge-II-cum-Special Judge, Gopalganj in connection with Manjhagarh P.S. Case No. 193/2019.

Once the normalcy is restored, the petitioner shall furnish bail bonds of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each within a period of four weeks to the satisfaction of the court concerned in connection with the aforesaid case.

Learned counsel for the petitioner is directed to remove the defects, as pointed out by the office, within a period



of four weeks from the date of lifting of the lockdown in the
State of Bihar.

(Sudhir Singh, J)

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