

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.29264 of 2020

Arising Out of PS. Case No.-108 Year-2020 Thana- BAGHA District- West Champaran

Saheb Yadav @ Lalu Yadav S/o Madan Yadav R/o Village- Daunaha, P.S.-
Dhanaha, District- West Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Bimlesh Kumar Pandey

For the Opposite Party/s : Mr.A.P.P.

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 05-12-2020 Heard learned counsel for the petitioner and learned
A.P.P. for the State through video conferencing.

The petitioner apprehends his arrest in Bagaha P.S.
Case No. 108 of 2020 registered for the offence under Sections
414/34 of the Indian Penal Code and Section 33 of Bihar
Prohibition and Excise Act.

As per the prosecution case, 300 liters of spirit has
been recovered from a Bolero car and one co-accused
Jaiprakash Yadav, who was apprehended on the spot, disclosed
the name of petitioner, as one of the associates, who fled away.

It is submitted on behalf of petitioner that nothing has
been recovered from the possession of the petitioner. Petitioner
is neither owner nor driver of Bolero in question. Petitioner has
no concern with the seized spirit.



Considering the aforesaid facts and circumstances, the bail application of petitioner is allowed. In the event of his arrest or surrender within a period of eight weeks from the date of receipt/production of copy of this order, let the above-named petitioner be enlarged on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge Excise, Bettiah, West Champaran in connection with Bagaha P.S. Case No. 108 of 2020, subject to condition as laid down under Section 438(2) of the Cr.P.C.

(Prabhat Kumar Singh, J.)

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