

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.30887 of 2020

Arising Out of PS. Case No.-288 Year-2020 Thana- SAUR BAZAR District- Saharsa

ARENDRA KUMAR YADAV @ AMRENDRA YADAV Son of Gajendra
Yadav Resident of Village- Dhengha, Ward No.3, P.S.- Saurbazar, District-
Saharsa.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Raja Ram Mishra

For the Opposite Party/s : Mr.Rajendra Nath Jha, APP

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 24-11-2020 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.

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 restoration of normalcy.

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

The petitioner seeks bail in a case instituted for the
offences under Sections 272, 273, 34 of the Indian Penal Code
and 30(a) of the Bihar Prohibition and Excise Act, 2016.

Prosecution case, in short, is that 212.6 liters wine is



recovered.

It has been submitted on behalf of the petitioner that the petitioner is in custody since 21.07.2020 and has got no criminal antecedent. Charge-sheet/prosecution report has been submitted in this case. There is no allegation of tampering of witnesses alleged against the petitioner. The petitioner has falsely been implicated in the present case. It is alleged that 212.6 liters wine is recovered from the house of co-accused Kailash Sah. 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 aforesaid facts and circumstances, it is directed that the petitioner, above named, be released 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 ADJ-II-cum- Special Judge, Excise Act, Saharsa in connection with Saurbazar P.S. Case No. 288 of 2020.

(Sudhir Singh, J)

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