

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.33774 of 2021**

Arising Out of PS. Case No.-194 Year-2019 Thana- ROSHANGANJ District- Gaya

KARU YADAV @ SANJAY KUMAR YADAV @ SANJAY YADAV Son of  
Barhamdeo Yadav Resident of Village - Maigra (Badhkikarasan), P.S.-  
Imamganj, Distt.- Gaya.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Manoj Kumar Jha, Advocate

For the Opposite Party/s : Mr. Anil Kumar, A.P.P.

**CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA**  
**ORAL ORDER**

2      22-12-2021                      Heard Mr. Manoj Kumar Jha, learned counsel for the  
  
petitioner and Mr. Anil Kumar, learned Additional Public  
  
Prosecutor appearing for the State.

Petitioner seeks regular bail in connection with  
Roushanganj (Banke Bazar) P.S. Case No. 194 of 2019  
registered for the offence punishable under Section 30(a) of the  
Bihar Prohibition and Excise Act, 2016.

The allegation as per the First Information Report is  
that the Police intercepted a Tempo in which two persons were  
found sitting and recovered 100 litres of country made liquor  
from the same and arrested two persons namely, Sanjay Paswan  
(Driver) and Prem Kumar. The name of the petitioner has been  
disclosed by the arrested co-accused stating that the liquor



belongs to the petitioner.

Learned counsel for the petitioner submits that the petitioner has merely been implicated in this case on the basis of statement made by the arrested co-accused. He further submits that the petitioner is neither owner nor the driver of the Tempo in question and no illicit liquor has been recovered from his conscious possession. He next submits that the petitioner is in custody since 10.3.2021 and charge sheet has already been submitted.

Regards being had to the submission made by the parties and taking into consideration the materials on record, the fact that the illicit liquor has not been recovered from the conscious possession and/or vehicle belonging to the petitioner, the petitioner is in custody since 10.3.2021 and charge sheet has already been submitted, I am inclined to grant regular bail to the petitioner.

Accordingly, let the petitioner, above named, be released on regular bail on furnishing bail bonds of Rs.20,000/- (Twenty thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge-IIInd-cum-Special Judge of Excise Act, Gaya, in connection with Raushanganj (Banke Bazar) P.S. Case No. 194 of 2019.



It is made clear that at the time of furnishing bail bonds all the parties shall follow the guidelines regarding social distancing.

(Anil Kumar Sinha, J)

S.Ali/-

|   |  |   |  |
|---|--|---|--|
| U |  | T |  |
|---|--|---|--|

