

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.49601 of 2021

Arising Out of PS. Case No.-67 Year-2016 Thana- JADOPUR District- Gopalganj

=====

MUNNA YADAV @ MUNNA PRASAD S/o Ramchandra Yadav Resident of
Village- Dharmpur, P.S.- Jadopur/ Yadopur, District- Gopalganj.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Ms.Mira Kumari, Advocate

For the Opposite Party/s : Ms.Sangeeta Sharma, APP

=====

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 17-12-2021 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State through virtual mode.

Let the defects, as pointed out by the office, be removed within four weeks of start of normal functioning of the physical court.

Petitioner seeks bail in connection with Jadopur (Yadopur) P.S. Case No. 67 of 2016 registered for the offences punishable under Sections 272, 273, 420 of the IPC and Sections 47A/47g of the Excise Act.

There is recovery of 234 litres of illicit liquor.

Learned counsel for the petitioner submits that petitioner has clean antecedent and has committed no offence and he has falsely been implicated in the present case. No incriminating article has been recovered from conscious



possession of the petitioner. It is further submitted that co-accused, namely, Baliram Yadav and Radhav Yadav have been granted bail by a co-ordinate Bench of this court vide order dated 16.12.2016 passed in Cr. Misc. No. 52408 of 2016. Petitioner is in custody since 17.07.2021.

The learned Additional Public Prosecutor opposed the prayer of bail.

Considering the aforesaid facts and circumstances as well as period of custody, let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Additional Sessions Judge II cum Special Judge, Excise, Gopalganj in connection with Jadopur (Yadopur) P.S. Case No. 67 of 2016, subject to the following conditions:-

1. Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the court and shall remain physically present as directed by the court and on his absence on two consecutive dates without sufficient reason, his bail bond shall be cancelled by the Court below.

2. If the petitioner tampers with the



evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.

3. And further condition that the court below shall verify the criminal antecedent of the petitioner and in case at any stage it is found that the petitioner has concealed his criminal antecedent, the court below shall take step for cancellation of bail bond of the petitioner. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

(Rajesh Kumar Verma, J)

shahzad/-

U		T	
---	--	---	--

