

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.1968 of 2021

Arising Out of PS. Case No.-141 Year-2020 Thana- JADOPUR District- Gopalganj

DHARMENDRA YADAV Son of Badhu Yadav @ Badhu Resident of Village
- Hembradha, P.S.- Kuchaikot, District- Gopalganj.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Upendra Yadav
For the Opposite Party/s : Mr.A.G

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 16-03-2021 Heard learned counsel for the petitioner and learned
A.P.P for the State.

The petitioner seeks bail in Yadopur P.S. Case No. 141 of 2020, registered for the offence punishable punishable under Section 30(a) of the Bihar Prohibition and Excise Act, 2018.

As per the prosecution case, petitioner was apprehended with a motorcycle and upon search 100.8 litres of country made liquor has been recovered from the motorcycle.

It is submitted that no recovery has been made from conscious possession of this petitioner. The motorcycle in question does not belong to this petitioner. Petitioner is in custody since 19.09.2020 having no criminal antecedent, as stated in para 3 of the petition. Chargesheet has already been



submitted.

Considering the facts and circumstances of the case, the petitioner above-named, is directed to be enlarged 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-2nd-cum-Special Judge Excise, Gopalganj in connection with Yadopur P.S. Case No. 141 of 2020, subject to following conditions:-

(i) The 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 in the event of failure on two consecutive dates without sufficient reasons, his bail bond shall be liable to be cancelled by the court below.

(ii) If the petitioner tampers with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioner.

(Prabhat Kumar Singh, J)

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