

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.2927 of 2022

Arising Out of PS. Case No.-74 Year-2020 Thana- RUNISAIDPUR District- Sitamarhi

SHYAMBABU YADAV @ SHYAMBABU RAI Son of Late Dhanush Rai @
Dhanukh Rai Resident of Village- Lalpur, P.S.- Runnisaidpur, District-
Sitamarhi.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Birendra Kumar, Advocate

For the Opposite Party/s : Mr.Anant Kumar 1, APP

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 04-03-2022 Heard learned counsel for the petitioner and learned
A.P.P. for the State through virtual court proceedings.

The petitioner seeks bail in connection with
Runnisaidpur P.S. Case No. 74 of 2020 instituted for the
offences under Sections 30(a), 30(g), 38 (i) (ii) and 41 of the
Bihar Excise Act.

Learned counsel for the petitioner submits that the
petitioner is in custody since 22.09.2021, charge-sheet has been
submitted in the case and has antecedent of twelve cases.

Learned counsel for the petitioner submits that the
allegation is of recovery of 68.670 litres of liquor from a car and
a motorcycle.

Learned counsel for the petitioner submits that the



petitioner was not arrested from the spot and is alleged to have been identified by the *Chowkidaar*. It is submitted that because of his antecedents, the police deliberately got him implicated through the *Chowkidaar*.

Learned A.P.P. for the State opposes the prayer for bail of the petitioner.

Considering the fact that the petitioner is in custody, charge-sheet has been submitted in the case and was not arrested from the spot, let the petitioner above named be released on bail on furnishing bail bond of Rs. 5,000/- (Rupees Five Thousand) with two sureties of the like amount each to the satisfaction of learned A.D.J.-II-cum-Special Judge (Excise Act), Sitamarhi in connection with Runnisaipur P.S. Case No. 74 of 2020.

(Satyavrat Verma, J)

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