

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.3243 of 2022

Arising Out of PS. Case No.-227 Year-2021 Thana- UCHKAGAON District- Gopalganj

Guddu Yadav, S/O Late Dhama Yadav, R/o Village- Lahsi Bijaipur Tola, P.S.-
Uchkagaon, District- Gopalganj

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Vyas Kumar Mishra, Advocate

For the Opposite Party/s : Mr. Dr. Kumar Uday Pratap, APP

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 04-03-2022 Heard Mr. Vyas Kumar Mishra, learned counsel for
the petitioner and Dr. Kumar Uday Pratap, learned APP for the
State through virtual proceedings.

Let the defect(s), if any, be removed within a period
of four weeks after complete start of the physical Court.

The petitioner seeks bail in connection with
Uchkagaon P.S. Case No. 227 of 2021 registered under Sections
272/273 of the Indian Penal Code read with Section 30(a) of the
Bihar Prohibition and Excise Act and Section 25(1-b)a, 26, 35
of the Arms Act.

Learned counsel for the petitioner submits that the
petitioners are in custody since 02.11.2021, charge-sheet has
been submitted and has antecedent of one case and allegation is
of recovery of 439.500 litres of foreign liquor, as detailed in the
F.I.R. and country made pistol from Baliram Kumar.



Learned counsel for the petitioner submit that the petitioner was not arrested at the spot and his name came in the confessional statement of co-accused, which has no evidentiary value.

Learned APP opposes the bail application of the petitioner.

Considering the fact that the petitioner is in custody, charge-sheet has been submitted and was not arrested at the spot and his name came in the confessional statement of co-accused, the petitioner, named above, is directed to be released on bail on furnishing bail bonds of Rs.5,000/- (Rupees five thousand) with two sureties of the like amount each to the satisfaction of Additional Sessions Judge-II-cum- Special Judge, Excise Act, Gopalganj in connection with Uchkagaon P.S. Case No. 227 of 2021.

(Satyavrat Verma, J)

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