

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.4810 of 2022

Arising Out of PS. Case No.-904 Year-2021 Thana- ARARIA District- Araria

INDRAJEET YADAV Son of Subedar Yadav Resident of Village - Ibrahim
Pur, P.s.- Chandrawak, Distt.- Johnpur, Uttar Pradesh

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr.Sumit Shekhar Pandey

For the Opposite Party/s : Mr.Md. Nazir Ansari

**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

2 24-05-2022 The learned counsel for the petitioner is directed to
remove all the defects pointed out by the stamp reporter within one
month.

Heard learned counsel for the petitioner as well as
learned APP for the State.

In this case, the petitioner is seeking regular bail in
connection with Araria (R.S.) P.S. Case No. 904 of 2021, registered
for the offences punishable under Section 30 (A) of Bihar Prohibition
& Excise Act, 2018.

As per allegation, 6600 litres of spirit was recovered
from a truck. The petitioner was the driver of that truck and he was
arrested at the spot.

Learned counsel for the petitioner has submitted that
the petitioner has no criminal antecedents and he is under custody



since 22.10.2021. He has submitted further that the petitioner was unaware of the consignment loaded on the truck.

Considering the above-mentioned facts and circumstances, let the petitioner above-named be released on bail on furnishing bail bonds of Rs.10,000/- with two sureties of the like amount each to the satisfaction of learned Court of 2nd Additional Sessions Judge-cum-Special Judge, Excise, Araria, in connection with Araria (R.S.) P.S. Case No. 904 of 2021, subject to the following conditions:-

(i) The petitioners shall cooperate in the disposal of trial and make himself available as and when required by the court.

(ii) At the time of furnishing bail bond, the petitioner shall file an affidavit to the effect that he shall not indulge himself in future in the similar type of offence. If it is found so, the prosecution will have liberty to file an application before the court below for cancellation of the bail of the petitioners and the learned court below will take decision in accordance with law.

Office shall ensure that all defects are removed by the petitioner within the stipulated time mentioned hereinabove, failing which, the matter shall be brought to the notice of this Court.

(Nawneet Kumar Pandey, J)

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