

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.35242 of 2021

Arising Out of PS. Case No.-295 Year-2020 Thana- GOPALPUR District- Gopalganj

HARERAM YADAV Son of Birendra Yadav @ Virendra Chaudhari Resident
of Village - Madhomath, P.S. - Fulwariya, District - Gopalganj.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

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

For the Opposite Party/s : Mr. Jharkhandi Upadhyay, A.P.P.

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 05-01-2022 Heard Mr. Harish Kumar, learned counsel for the

petitioner and Mr. Jharkhandi Upadhyay, learned Additional

Public Prosecutor appearing for the State through video

conferencing.

Petitioner seeks regular bail in connection with
Gopalpur P.S. Case No. 295 of 2020 registered for the offence
punishable under Sections 341, 323, 307, 353, 34 of the Indian
Penal Code 1860, Sections 25(1-b)a, 26 of the Arms Act and
Section 30(a) of the Bihar Prohibition and Excise Act, 2016.

As per the allegation, the Motorcycle on which the
petitioner was going, was intercepted by the Police and one
loaded pistol having four cartridges, 79 litres of country made
liquor and 33.660 litres of foreign liquor were recovered from
possession of the petitioner.



Learned counsel for the petitioner referring to seizure list submits that from perusal of the seizure list, it would be evident that only loaded pistol along with four cartridge have been recovered from possession of the petitioner and no recovery of illicit liquor has been shown or mentioned in the seizure list. He further submits that the illicit liquor has been recovered from Apache Motorcycle which was being driven by co-accused Brajesh Sah who has been granted bail by this Court in Cr. Misc. 33770 of 2021. Learned counsel next submits that the petitioner is in custody since 26.12.2020, he has got no criminal antecedent and charge sheet has already been submitted.

Regards being had to the submission made by the parties and taking into consideration the materials on record, the fact that the petitioner is in custody since 26.12.2020 having no criminal antecedent and charge sheet has already been submitted, I am inclined to grant regular bail to the petitioner.

Accordingly, let the petitioner, above named, be released on regular bail on furnishing bail bonds of Rs.20,000/- (Twenty thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge-II, Gopalganj, in connection with Gopalpur P.S. Case No. 295 of



2020.

It is made clear that at the time of furnishing bail bonds all the parties shall follow the guidelines regarding social distancing.

(Anil Kumar Sinha, J)

S.Ali/-

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

