

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40267 of 2021**

Arising Out of PS. Case No.-202 Year-2018 Thana- MANJHAGARH District- Gopalganj

NANHE YADAV @ UMESH YADAV Son of Ali Yadav Residence of Village
- Gausia Vriti Tola, P.S.- Manjhagarh, District - Gopalganj.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Shambhu Prasad Yadav, Advocate
For the Opposite Party/s : Mr. Narsingh Tanti, APP

**CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER**

2 21-01-2022 Heard learned counsel for the parties through video conferencing.

The petitioner has preferred this application for grant of regular bail in a case registered under section 30(a) of the Bihar Prohibition and Excise Act, 2016.

As per the prosecution case, 36.9 litres of liquor was recovered from behind the house of the petitioner and one another.

It is submitted by learned counsel for the petitioner that the petitioner has been falsely implicated in the case. He was enlarged on anticipatory bail vide order dated 30.11.2018 (Annexure-2) passed in Cr. Misc. No. 71027 of 2018 but for reasons beyond his control he could not surrender within time. He was arrested on 27.2.2021 and has remained in custody since then. Chargesheet has been submitted in the case.



Heard learned APP for the State.

Having heard learned counsel for the parties and taking into consideration the facts of the case together with the petitioner having remained in custody for over 10 months, the petitioner is directed to be enlarged on bail in connection with Manjhagarh P.S. Case no. 202 of 2018 on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Addl. Sessions Judge II – cum – Special Judge, Excise, Gopalganj.

(Partha Sarthy, J)

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