

IN THE HIGH COURT OF JUDICATURE AT PATNA

CRIMINAL MISCELLANEOUS No.32258 of 2022

Arising Out of PS. Case No.-162 Year-2021 Thana- KHODAWANDPUR District- Begusarai

ANIL YADAV @ ANIL KUMAR Son of Late Basudeo Yadav Resident of
Village - Patahi, P.S. - Kudawandpur (Chhorahi O.P.), District - Begusarai.

.. ... Petitioner/s

Versus

THE STATE OF BIHAR Bihar

... ... Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ranjay Kumar Singh
For the Opposite Party/s : Mr.Tapeshwar Sharma

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

2 12-08-2022 Heard learned counsel appearing on behalf of
the petitioner and learned counsel appearing on behalf of the
State through virtual Court proceedings.

Let the defect(s), if any, be removed within a period
of four weeks from today.

The petitioner seeks bail in connection with
Kudawandur (Chhorahi O.P.) P.S. Case No. 162 of 2021
registered for the offence under Sections 30(a), 38(i) and 41(i)



of the Bihar Prohibition and Excise Act, 2018.

The accused/petitioner is named in the F.I.R. and is in custody since 03.04.2022.

The allegation against the petitioner is to be engaged in illegal trading/manufacturing of illicit liquor, where, there is recovery of 676 litres of IMFL/country made liquor.

Learned counsel appearing on behalf of the petitioner submitted that recovery was made from the house of petitioner, which is jointly occupied, where petitioner is a man of clean antecedent. It has further been submitted that investigation is complete, where charge-sheet has been submitted.

Learned APP, opposes the prayer of bail.

Considering the facts and circumstances as mentioned above, as the alleged recovery of illicit liquor has not been made from the conscious physical possession of the petitioner, who is a man of clean antecedent coupled with the fact that charge-sheet has been submitted, let the petitioner, above named, is directed to be released on bail in connection with Kudawandpur (Chhorahi O.P.) P.S. Case No. 162 of 2021 on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of Learned Special Judge Excise Act 1st, Begusarai/concerned court, subject to the



conditions as mentioned under Section 437(3) of Cr.P.C.

(Chandra Shekhar Jha, J)

R.S.Sen/-
Ravishankar/-

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