

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.37849 of 2022

Arising Out of PS. Case No.-247 Year-2021 Thana- RAJAOLI District- Nawada

Alkahdeo Yadav @ Gumani Yadav Son of Govind Prasad @ Govind Yadav
Resident of village- Bhandra, Police Station- Rajouli, District- Nawada

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Man Mohan Kumar, Adv.

For the Opposite Party/s : Mr. Dr. Indihar Kumari, APP

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 27-08-2022 Let the defect, if any, be removed within two weeks
from today.

Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner seeks regular bail in connection with
Rajouli P.S. Case No. 247 of 2021 lodged under Sections
30(a)/37(c)/41 of the Bihar Prohibition and Excise Act, 2016.

As per the prosecution case, total recovery of excise
material in the present case is 80 litres Mahua liquor, 200 kg
Jiggery, 5 aluminium pan and 2 machine.

Learned counsel for the petitioner argued that
petitioner is not apprehended at the place of occurrence. He is in
custody since 04.04.2022, charge sheet has been filed in this
case. He has been remanded from another case. Three cases are

pending against him.

Learned counsel for the State opposes the prayer for bail.

In the present facts and circumstances of this case and the submissions made above, let the petitioner above named, be granted bail on furnishing bail bonds of Rs.30,000/- (Rupees Thirty thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Excise Court No. 2, Nawada in connection with Rajouli P.S. Case No. 247 of 2021, subject to the conditions as laid down under Section 437(3) of Cr.P.C. with other following conditions:

A. The petitioner shall support in trial and shall appear physically before the lower court on each and every date fixed, in case of non-appearance for two consecutive dates without sufficient cause, shall resulted into cancellation of his bail bond.

B. One of the bailor shall be close relative who shall file affidavit before the court about his relation with the petitioner.

C. The petitioner shall file an affidavit at the time of furnishing of bail bond that he shall not involve in such criminal activity during the continuance of present bail bond, violation of

this condition shall be resulted into cancellation of his present
bail bond.

With this observation, the bail application stands
allowed.

(Dr. Anshuman, J)

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