

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.58236 of 2022

Arising Out of PS. Case No.-243 Year-2021 Thana- CHAKAND District- Gaya

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RAMDAHIN YADAV @ RAMDHIN YADAV Son of Durga Yadav Resident
of Village- Dalli Bigha, P.S.- Belaganj, District- Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Manisha Prakash

For the Opposite Party/s : Mr.Lakshmi Kant Sharma

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 18-11-2022 Heard learned counsel for the petitioner and learned
APP for the State.

The instant application for anticipatory bail has been
filed by the petitioner apprehending his arrest in connection
with Chakand P.S. Case no. 243 of 2021 instituted for the
offence under Sections 30(a)(d)(g) of the Bihar Prohibition of
Excise Act.

Prosecution case relates to recovery of several liquor
manufacturing materials like: two quintals of jaggery, 250 kg.
Mahua, 40 kg. Naushadas, one litre mahua liquor, weighing
machine and cash of rs. 38,700/- were recovered from the house
of the petitioner.

Learned counsel appearing on behalf of the petitioner
has submitted that petitioner is innocent and has committed no



offence. Petitioner has no concern with the alleged recovery. At the instance of the Chaukidar, false recovery has been shown from the house of the petitioner. Neither the petitioner was arrested nor any incriminating article has been recovered from his possession.

Learned APP appearing for the State has opposed the prayer of Bail.

Having heard learned counsel for the parties and in the facts and circumstances of the case as stated above, this Court is inclined to enlarge the petitioner on bail. The petitioner is directed to surrender in the Court below within a period of four weeks from today and in the event of his arrest or surrender in connection with Chakand P.S. Case no. 243 of 2021, he will be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Excise Court No. 1, Gaya subject to the conditions as laid down under section 438(2) of the Cr.P.C.

(Sunil Kumar Panwar, J)

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