

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.68937 of 2021**

Arising Out of PS. Case No.-26 Year-2021 Thana- RAGHUNATHPUR District- Siwan

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Ajay Yadav Son of Hareram Yadav Resident of Village - Bangara, P.S.-
Raghunathpur, Dist.- Siwan

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Ms. Kumari Anupam, Advocate

For the Opposite Party/s : Mr. Khurshid Anwar, APP

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**CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER**

2 25-02-2022 Heard learned counsel for the petitioner and Mr. Khurshid Anwar, learned A.P.P. for the State through virtual court proceedings.

The petitioner seeks bail in connection with Raghunathpur P.S. Case No. 26 of 2021 instituted for the offences under Section 30(a) of the Excise Act.

Learned counsel for the petitioner submits that the petitioner is in custody since 25.08.2021, charge-sheet has been submitted in the case and has antecedent of five cases.

Learned counsel for the petitioner submits that the allegation is of recovery of 80 litres of liquor from a bush.

Learned counsel for the petitioner submits that the petitioner was not arrested from the spot rather he is alleged to have been identified by the villagers who were on inimical



terms with the petitioner.

Learned A.P.P. for the State opposes the prayer for bail of the petitioner.

Considering the fact that the petitioner is in custody since 25.08.2021, charge-sheet has been submitted in the case, was not arrested from the spot and his name came based on identification made by the villagers, let the petitioner above named be released 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 Additional Sessions Judge-2nd-cum-Special Judge, Excise, Siwan in connection with Raghunathpur P.S. Case No. 26 of 2021 with a condition that one of the bailors shall be the father of the petitioner (Hareram Yadav) and further, if the petitioner is implicated in a case of similar nature, the court below shall forthwith cancel his bail bonds.

(Satyavrat Verma, J)

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