

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.8443 of 2023

Arising Out of PS. Case No.-362 Year-2022 Thana- MAGADH UNIVERSITY District- Gaya

PAPPU YADAV @ PAPPU KUMAR S/o BudhanYadav R/o Itwa, P.S.-
Dhangai, Distt- Gaya, Bihar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sumit Shekhar Pandey

For the Opposite Party/s : Mr.Kalyan Shankar

**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

2 11-05-2023 Heard the learned counsel for the petitioner as well
as the learned Additional Public Prosecutor for the State.

The petitioner is seeking regular bail in connection with M.U. P.S. Case No. 362 of 2022, registered for the offences punishable under Section 414 of the Indian Penal Code and Section 30(a) of the Bihar Prohibition and Excise Amendment Act, 2018.

As per allegation, a poly bag containing 11.250 liters of liquor was recovered from the motorcycle of the petitioner.

The learned counsel for the petitioner has submitted that the petitioner is under custody since 10.11.2022. He has submitted further that due to mistake, it has been mentioned in paragraph no. 3 of the bail petition that the petitioner has no



criminal antecedent, but when it was detected that he was also an accused in a case under Section 379 of the Indian Penal Code, supplementary affidavit has been filed.

Considering the above-mentioned facts and circumstances, let the petitioner above-named be released on bail on furnishing bail bonds of Rs.10,000/- (ten thousand rupees) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Excise Court No. 1, Gaya Bihar in connection with M.U. P.S. Case No. 362 of 2022, subject to the following conditions:-

- (i) The petitioner shall cooperate in the disposal of trial and make himself available as and when required by the court.
- (ii) If the petitioner is found involved in future in the similar type of offence, the prosecution will have liberty to file an application before the court below for cancellation of the bail of the petitioner and the learned court below will take decision in accordance with law.

(Nawneet Kumar Pandey, J)

Nirmal/Kundan

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