

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.13429 of 2023

Arising Out of PS. Case No.-448 Year-2022 Thana- JAYNAGAR District- Madhubani

Dhirendra Yadav Son Of Dinesh Yadav R/V- Badhaura, P.S.- Modar, District-
Sirha (Nepal)

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Md. Soban Asghar
For the Opposite Party/s : Mr.Asha Devi

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 05-05-2023 Heard learned counsel for the petitioner and
learned APP for the State.

The petitioner has prayed for regular bail in a case registered for the offence punishable under sections 272, 273, 414 of the IPC and Sections 30(a) Bihar Prohibition and Excise Act.

The prosecution case relates to recovery of total 135 liters illicit which was recovered from a motorcycle. It is further alleged that petitioner was apprehended on the spot.

Learned counsel for the petitioner submits that the petitioner is innocent and has committed no offence. He has falsely been implicated in this case. The petitioner has no concern with the alleged recovery nor vehicle in question



belongs to him. He has got no criminal antecedent. It is further submitted that not a single independent witness has stated about the complicity of the petitioner in this illegal trading moreover, he is languishing in judicial custody since 18.11.2022.

Learned APP appearing for the state has opposed the prayer of regular bail.

Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as custody of the petitioner, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail in connection with Jaynagar P.S. Case No. 448 of 2022 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge-2nd-cum-Special Judge Excise Act, Madhubani.

(Sunil Kumar Panwar, J)

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