

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26480 of 2023

Arising Out of PS. Case No.-492 Year-2021 Thana- UDWANTNAGAR District- Bhojpur

Rajdev Yadav S/O Raj Kumar Yadav Resident Of Village-Masarh, Paschim
Bari Tola, P.S.-Gajrajganj O.P., Dist.-Bhojpur

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rajendra Nath Sinha

For the Opposite Party/s : Mr.Meena Singh

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

4 09-08-2023 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 30(a)
Bihar Prohibition and Excise Act.

As per prosecution case, it is a case of recovery of
total 75 liter illegal mahua liquor and other articles from an
open place.

Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence. He has
falsely been implicated in this case. Neither the petitioner
was apprehended on the spot nor place of recovery belongs
to him. He has got no criminal antecedent. It is further



submitted that nothing incriminating article has been recovered from his conscious possession and the seizure list has not been prepared as per provision of Section 100 of the Cr.P.C. Moreover, the petitioner is languishing in judicial custody since 01.02.2023.

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 Udwanthnagar (Gajrajganj) P.S. Case No. 492 of 2021 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Judge Excise-II, Bhojpur Ara.

(Sunil Kumar Panwar, J)

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