

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.17098 of 2023

Arising Out of PS. Case No.-515 Year-2022 Thana- JAYNAGAR District- Madhubani

UPENDRA YADAV SON OF UTIMLAL YADAV RESIDENT OF
VILLAGE - KORAHYA (NAVTOLE), P.S. - JAYNAGAR, DISTRICT -
MADHUBANI

... .. Petitioner/s

Versus

The State of Bihar BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Subhash Kumar Jha

For the Opposite Party/s : Mr.Manoj Kumar

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 11-05-2023 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner has prayed for regular bail in a case
instituted for the offence under Sections 272 and 273 of the IPC
and Section 30(a) of the Bihar Prohibition and Excise
(Amendment) Act.

As per prosecution case, there has been recovery of
630 liters of illegal Nepali liquor from a Canal.

It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this case. He has
committed no offence. Petitioner has not apprehended on spot.
He submitted that the petitioner has no concern with the seized
liquor and the place of occurrence does not belong to the



petitioner. The name of the petitioner has come into light, on the basis of disclosure by villager. No incriminating article has recovered from the conscious possession of the petitioner. He is languishing in judicial custody since 30.01.2023.

The application for bail is opposed by learned APP for the State.

Having heard learned counsel for the parties and considering the facts and circumstances of the case, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the learned Additional Sessions Judge, 2nd cum-Special Judge Excise Act, Madhubani in connection with Jaynagar P.S. Case No. 515 of 2022.

(Sunil Kumar Panwar, J)

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