

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.20042 of 2023

Arising Out of PS. Case No.-315 Year-2022 Thana- JAYNAGAR District- Madhubani

UPENDRA YADAV Son Of Late Uttim Lal Yadav R/O Village- Korahiya
(Navtoli), P.S.- Jaynagar, District- Madhubani

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Subhash Kumar Jha, Advocate

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

CORAM: HONOURABLE MR. JUSTICE SHAILENDRA SINGH
ORAL ORDER

2 10-05-2023 1. Heard learned counsel for the petitioner and
learned APP for the State.

2. Petitioner seeks regular bail in connection with
Jaynagar P.S. Case No. 315 of 2022, dated 11.09.2022 registered
for the offences punishable under Sections 272, 273, 420, 468,
414 and 34 of the Indian Penal Code and Sections 30(a), 41 of
the Bihar Prohibition and Excise Act.

3. The main submissions advanced by petitioner's
counsel are that the instant matter relates to the recovery of
1555 litres of *Nepali country-made Wine* but the petitioner was
not apprehended at the spot of recovery and his name came into
light in the statement of one of the co-accused namely, Pradip
Kumar, who is stated to have been arrested at the spot and
against the petitioner there are criminal antecedents of three



cases and he has been languishing in jail since 24.01.2023 in the present matter and against him investigation has been completed.

4. Learned APP appearing for the State opposes the prayer for bail.

5. Considering the above submissions and mainly the completion of investigation against the petitioner and also the fact that the petitioner is not stated to have been arrested at the spot and his name was disclosed by the co-accused who was apprehended at the spot as per above submission, in my opinion it is a fit case for bail to the petitioner. Accordingly, let the petitioner named-above be enlarged on bail **after framing of charge, if the same has not been framed**, on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the concerned Court in connection with Jaynagar P.S. Case No. 315 of 2022.

(Shailendra Singh, J.)

maynaz/-

U		T	
---	--	---	--

