

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.34959 of 2023

Arising Out of PS. Case No.-78 Year-2023 Thana- LADANIA District- Madhubani

KISHUN YADAV S/O RAMDEV YADAV R/O Village- Sidhapkala, P.S-
Ladaniya, Distt.- Madhubani.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ravi Prakash

For the Opposite Party/s : Mr. Asha Kumari

**CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH
SINGH**

ORAL ORDER

2 25-05-2023 Learned counsel for the petitioner is permitted to
remove defect (s), as pointed out by the office, if any, within a
period of four weeks on resumption of physical mode.

Heard learned counsel for the petitioner and learned
A.P.P for the State.

The petitioner has preferred this application for grant
of regular bail in connection with Ladaniya P.S. Case No. 78 of
2023 (G.R. No. 527/2023) dated 03.04.2023 registered for the
offences punishable u/s 272, 273 of the I.P.C. and 30(a) of the
Bihar Prohibition and Excise Act.

As per the prosecution case, 103.125 liters of illicit
liquor was recovered from the open field of the petitioner.

Learned counsel for the petitioner has submitted that



the petitioner is innocent and has falsely been implicated in this case. Nothing has been recovered from the conscious possession of the petitioner. The said field is ½ km. away from the house of the petitioner. Learned counsel has submitted that the petitioner has no concern with the alleged recovery. The petitioner is also accused in two other criminal cases in which he is on bail as stated in para 3 of the bail petition. The petitioner is in custody since 19.04.2023.

Learned A.P.P. for the State has vehemently opposed the bail petition of the petitioner.

Considering the aforesaid facts and circumstances of the case as well as the period of custody, the petitioner above-named, is directed to be enlarged on bail on furnishing bail-bond of Rs.20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Court concerned, Madhubani in connection with Ladaniya P.S. Case No. 78 of 2023 (G.R. No. 527/2023).

The application stands allowed.

(Chandra Prakash Singh, J)

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