

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.50092 of 2023

Arising Out of PS. Case No.-226 Year-2023 Thana- PHULWARIYA District- Gopalganj

Brajendra Kumar Yadav S/O Mishri Yadav R/O Village- Madarwani, Ps.-
Phulwariya, Distt. Gopalganj

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Deepankar Raj
For the Opposite Party/s : Mr.Pronoti Singh

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 11-08-2023 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 44 liters illegal liquor from two motorcycles and the
petitioner was also 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. It is further submitted that nothing has been



recovered from his conscious possession. Moreover, the petitioner is languishing in judicial custody since 25.06.2023.

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 Phulwariya P.S. Case No. 226 of 2023 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-II-cum Special Judge ExciseI, Gopalganj.

(Sunil Kumar Panwar, J)

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