

IN THE HIGH COURT OF JUDICATURE AT PATNA

CRIMINAL MISCELLANEOUS No.52076 of 2023

Arising Out of PS. Case No.-51 Year-2023 Thana- BHAIKAVSHTHAN District- Madhubani

1. KRISHNA KUMAR YADAV @ KRISHNA YADAV SON OF BINDI YADAV RESIDENT OF VILLAGE- MALIN BELHA, PS- LALMANIYA OP. (LAUKAHA), DIST- MADHUBANI
2. RAM BALAK YADAV @ RAMBALAK YADAV SON OF SURYANARAYAN YADAV @ SURYA NARAYAN YADAV RESIDENT OF VILLAGE- BIRPUR, PS- LALMANIYA OP (LAUKAHA), DIST- MADHUBANI

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Jitendra Kumar Bharti

For the Opposite Party/s : Mr.Veena Kumari Jaiswal

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR

ORAL ORDER

2 23-08-2023 Heard learned counsel for the petitioners and learned Additional Public Prosecutor for the State.

The petitioners are in custody since 08.05.2023 in connection with Bhairavsthan P.S. Case No. 51 of 2023 registered for the offence punishable under Sections 30(a) of the Bihar Prohibition and Excise Act and Section 272/273 of the Indian Penal Code.

There is recovery of 486 litres illicit Nepali liquor. The petitioner No. 1 and the petitioner No. 2 have two antecedents of similar nature.

Learned counsel for the petitioners submits that the petitioners have been falsely implicated in this case on the basis of suspicion. It is further submitted that recovery has been made



from the Scorpio vehicle not from these petitioners.

However, learned A.P.P. appearing on behalf of the State vehemently opposed the bail application.

In view of the aforementioned facts and circumstances, let the petitioners above named be *released on bail after completion of six months in custody*, on furnishing bail bonds of Rs.10,000/- (Ten Thousand) each with two sureties of the like amount each to the satisfaction of learned Special Judge Excise Act, Jhanjharpur, Madhubani in connection with Bhairavsthan P.S. Case No. 51 of 2023.

The petitioners are directed to appear before the Bhairavsthan Police Station on the 1st Sunday of each month.

(Sandeep Kumar, J)

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