

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.53923 of 2023**

Arising Out of PS. Case No.-817 Year-2023 Thana- KHAJANCHI HAT District- Purnia

Vikash Yadav Alias Vikash Kumar @ Vikash Kumar Son Of Binod Yadav  
Resident Of Village - Maranga Ward No.8, P.S. - K.Hat (Maranga) District -  
Purnea

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.N.K. Agrawal, Sr. Adv.  
Mr. Ram Prawesh Kumar  
For the Opposite Party/s : Mr.Bishweshwar Ram

**CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR**  
**ORAL ORDER**

2      25-08-2023                      Heard learned counsel for the petitioner and learned  
APP for the State.

The petitioner has prayed for bail in a case registered  
for the offence punishable under sections 272 and 273 of the  
IPC and Section 30(a) of the Bihar Prohibition and Excise Act.

Prosecution case relates to recovery of 1200 litres of  
illicit wine from in-laws house of the petitioner which was  
unloaded by 407 Mini Truck and petitioner was arrested on spot.

Learned counsel appearing on behalf of the petitioner  
has submitted that petitioner is innocent and has committed no  
offence. He has no concern with the alleged recovery or with the  
place of occurrence or with the vehicle in question. At the  
alleged date and time of occurrence, petitioner had gone to Mafa



Petrol Pump and police unnecessarily arrested him. Provision of Section 100 CR.P.C. has not been followed by the police officials while preparing the seizure list. He is languishing in judicial custody since 8.7.2023.

Learned APP appearing for the State has opposed the prayer of Bail.

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 Exclusive Special Excise Judge, Court no. 1, Purnea in connection with K. Hat (Madhubani) P.S. Case No. 817 of 2023.

**(Sunil Kumar Panwar, J)**

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