

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.65120 of 2023

Arising Out of PS. Case No.-380 Year-2023 Thana- SIWAN MUFFASIL District- Siwan

Abhishek Yadav Son Of Late Bhim Yadav @ Bhimkeshari Yadav Resident Of
Village - Hathauji, P.S. - Nautan, District - Siwan

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Bijay Prakash Singh, Advocate

For the Opposite Party/s : Mr. Kanhaiya Kishore, (App.100)

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

- 2 12-10-2023 1. Heard learned counsel for the petitioners and
learned APP for the State.
2. The petitioners have prayed for bail in a case
registered for the offence punishable under Sections 30(a) of the
Bihar Prohibition and Excise Act, 2016.
3. As per the prosecution case, it is a case of
recovery of 135 litres of illicit liquor from the beneath of the
Scorpio Vehicle and his name has been transpired by the
confessional statement of the co-accused namely, Vishal Kumar
who apprehended on the spot.
4. It is submitted by learned counsel for the
petitioner that petitioner has been falsely implicated in this case.
Further it is submitted by the learned counsel for the petitioner
that from perusal of the FIR, it appears that nothing has been



recovered from the conscious possession or the house of the petitioner, rather recovery has been made from the vehicle in question. Petitioner has got three criminal antecedents and languishing in judicial custody since 11.08.2023.

5. The application for bail is opposed by learned APP for the State.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case, this court is inclined to enlarge the petitioners 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 Judge, Court No.II, Siwan in connection with Siwan Muffasil (Dhanauti) P.S. Case No. 380 of 2023.

(Sunil Kumar Panwar, J)

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