

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.74214 of 2023

Arising Out of PS. Case No.-560 Year-2023 Thana- Excise P.S. District- Madhepura

1. DEBASHISH YADAV son of Sanjay Yadav @ Sanjay Kumar village- Pararia Ps- Madhepura Dist- Madhepura
2. Rahul Yadav son of Ranjeet Yadav village- Pararia Ps- Madhepura Dist- Madhepura

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sanjay Kumar Singh, Adv.

For the Opposite Party/s : Mr. Akshay Lal Pandit, A.P.P.

CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

2 28-11-2023 1. Heard learned counsel for the petitioners and
learned counsel for the State.

2. Petitioners apprehend arrest in connection with
Madhepura Excise P.S. Case No. 560 of 2023 registered for
the offences under Section 30(a) of the Bihar Prohibition and
Excise Act.

3. Learned counsel for the petitioners submits that
the petitioners are innocent and have falsely been implicated in
the instant case. Further submission is that the alleged
recovery has been made from the house of one Budhan Sah
and nothing has been recovered from the conscious possession
of the petitioners. It is also submitted that the petitioners have



no concern with the alleged recovery and their name transpires from the statement of Budhan Sah. It is also submitted that the petitioners have no criminal antecedent.

4. Considering the facts and circumstances of the case and the submissions advanced on behalf of the parties, the petitioners, above named are directed to be released on bail, in the event of arrest or surrender before the learned Court below within a period of four weeks from today, on furnishing personal bond to the satisfaction of Additional District & Sessions Judge-VII-cum-Special Judge Excise-II, Madhepura in connection with Madhepura Excise P.S. Case No. 560 of 2023 subject to the conditions as laid down under section 438(2) of the Code of Criminal Procedure.

(Arvind Srivastava, J)

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