

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.81081 of 2023

Arising Out of PS. Case No.-566 Year-2019 Thana- JAYNAGAR District- Madhubani

LAXMAN KUMAR YADAV @ LAXMAN YADAV Son of Rajlal Yadav
Resident of village - Yogia, P.S.- Ladniya, District - Madhubani.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Manoj Kumar Pandey
For the Opposite Party/s : Mr.Parmanand Prasad

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 15-12-2023 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for regular bail in a case
instituted for the offence under Sections 272, 273/34 of the IPC
and Section 30(a) of the Bihar Prohibition and Excise Act.

3. As per prosecution case, there has been recovery of
450 liters of illegal liquor and seven motorcycles.

4. It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this case. He has
committed no offence. Petitioner was not apprehended on spot.
The name of the petitioner has come into light on the basis of
disclosure by local *Chaukidar*. No incriminating article has been
recovered from the conscious possession of the petitioner. The
provision of Section 100 of the Cr.P.C. has not been followed in



this case. He is languishing in judicial custody since 25.08.2023.

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 as well as
period of custody, 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 A.D.J.-II-cum-Special Judge Excise
Act, Madhubani in connection with Jaynagar P.S. Case No. 566
of 2019.

(Sunil Kumar Panwar, J)

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