

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.74427 of 2022

Arising Out of PS. Case No.-458 Year-2020 Thana- GARKHA District- Saran

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SITA RAM YADAV @ BABA @ S.T.R, S/O TRIVENI RAI, Resident of
village- Kodar Kata, P.S.- Motipur, District- Muzaffapur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Manoj Kumar

For the Opposite Party/s : Mr.Shahabuddin Azeem @ S. Azeem

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CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY

ORAL ORDER

4 19-04-2023 Heard the learned counsel for the petitioner as well as
the learned Additional Public Prosecutor for the State.

The petitioner is seeking regular bail in connection
with Garkha P.S. Case No. 458 of 2020, registered for offence
punishable under Sections 30(a)/36/41 of the Bihar Prohibition
and Excise Act.

The learned counsel for the petitioner has submitted
that the petitioner is not named in the FIR and nothing has been
recovered from his possession and his case is similar to the case
of other co-accused persons, who have been granted bail by the
coordinate Bench of this Court in Cr. Misc. Nos. 60136 and
51280 of 2021. He is under custody since 29.07.2022.

Considering the above-mentioned facts and



circumstances, let the petitioner above-named be released on bail on furnishing bail bonds of Rs.10,000/- (ten thousand rupees) with two sureties of the like amount each to the satisfaction of learned Additional District and Sessions Judge-II-cum-Exclusive Special Excise-I, Saran, Chhapra in connection with Garkha P.S. Case No. 458 of 2020, subject to the following conditions:-

- (i) The petitioner shall cooperate in the disposal of trial and make himself available as and when required by the court.
- (ii) If the petitioner is found involved in future in the similar type of offence, the prosecution will have liberty to file an application before the court below for cancellation of the bail of the petitioner and the learned court below will take decision in accordance with law.

(Nawneet Kumar Pandey, J)

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