

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.13234 of 2024

Arising Out of PS. Case No.-9 Year-2024 Thana- JAMALPUR District- Darbhanga

Deepak Kumar Yadav Son of Late Shyam Nandan Yadav Resident of Village-
Tarwara, P.S.- Jamalpur, District- Darbhanga

... .. Petitioner/s

Versus

The State of Bihar Patna

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Kanchan Jha

For the Opposite Party/s : Mr.Pushpa Sinha. 1

CORAM: HONOURABLE MR. JUSTICE RAMESH CHAND
MALVIYA

ORAL ORDER

2 27-02-2024 Heard learned counsel appearing on behalf of the

parties.

2. The petitioner seeks bail in connection with
Jamalpur P.S. Case No. 09 of 2024, registered for the offence
under Section 30(a) of the Bihar Prohibition and Excise
(Amendment) Act, 2018.

3. As per FIR, there is recovery of 13.845 litres of
foreign liquor from the mango orchard and in front of the house
of Dayashankar Yadav on the road.

4. Learned counsel appearing on behalf of the
petitioner has submitted that petitioner has falsely been
implicated in the present case. It is submitted that recovery of
alleged illicit liquor was not made from physical possession of
the petitioner. It is further stated that the petitioner is not
arrested on the spot and his name has surfaced on the basis of



confessional statement of co-accused. It is further submitted that seizure list appears doubtful being not supported by independent witnesses, rather by police personnels. It is further submitted that petitioner is a man of clean antecedent and he is in custody since 23.01.2024.

5. Learned APP appearing for the State, opposes the prayer for bail of the petitioner.

6. Considering the facts and circumstances and submissions made on behalf of the petitioner, let the petitioner, above named, is directed to be released on bail in connection with Jamalpur P.S. Case No. 09 of 2024, on furnishing bail bonds of Rs.5,000/- (Rupees Five Thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Judge-II (Excise Act), Darbhanga.

(Ramesh Chand Malviya, J)

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