

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26356 of 2024

Arising Out of PS. Case No.-44 Year-2024 Thana- SHAHKUND District- Bhagalpur

Sanjeet Yadav S/o Bhola Yadav R/Vill.- Rajpur, P.S.- Madhusudanpur,
District- Bhagalpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rajive Ranjan Singh, Advocate

For the Opposite Party/s : Mr.Akbar Ali, APP

**CORAM: HONOURABLE MR. JUSTICE RAMESH CHAND
MALVIYA**

ORAL ORDER

2 08-04-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with Sahkund
P.S. Case No. 44 of 2024 and Special Excise Case No. 644 of 2024
instituted for the offences punishable under Section 30(a) of Bihar
Prohibition and Excise Amendment Act.

3. As per the prosecution case, total 9 liters of country
made liquor has been recovered from the possession of the
petitioner.

4. Learned counsel for the petitioner submits that
petitioner is innocent and has committed no offence. He has
falsely been implicated in this case due to village politics and high
handedness of police. He has no concern with the alleged
recovered liquor. Both the seizure list witnesses are police



personnel which is complete violation of Section 100 of Cr.P.C.
Petitioner is languishing in judicial custody since 13.02.2024.

5. Learned APP for the State has vehemently opposed
the prayer for bail.

6. Considering the facts and circumstances of the case
and submissions made on behalf of the petitioner as well as period
of custody of the petitioner, let the above named petitioner be
released on bail *after framing of charge* on furnishing bail bonds
of Rs. 10,000/- (Ten Thousand) with two sureties of the like
amount each to the satisfaction of the learned Exclusive Special
Excise Judge-2nd, Bhagalpur in connection with Sahkund P.S.
Case No.44 of 2024 and Special Excise Case No. 644 of 2024.

7. The trial Court is directed to conclude the proceeding
of framing of charge according to law within a period of 15
(fifteen) days from the date of receipt of a copy of this order.
However, it is made clear that *if the charge-sheet has not been
submitted* then the petitioner shall be released on bail on above
conditions and he shall be present physically on each and every
date before the Trial Court till conclusion of the proceeding of
framing of charge.

(Ramesh Chand Malviya, J)

lata/-

U		T	
---	--	---	--

