

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.25771 of 2024

Arising Out of PS. Case No.-21 Year-2024 Thana- YADOPUR District- Gopalganj

Pawan Singh S/O Late Ram Naresh Singh R/O Village- Ahirauli Dan, P.S-
Tareya Sujan, Distt.- Kushinagar (U.P).

... .. Petitioner/S

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Lokesh Kumar Singh, Adv.
For the Opposite Party/s : Ms. Asha Kumari, APP

CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH MISHRA
ORAL ORDER

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

2. The petitioner seeks bail in connection with Yadopur
P.S. Case No. 21 of 2024 instituted for the offences punishable
under Section 30(a) of the Bihar Prohibition and Excise Act.

3. As per prosecution case, there has been recovery of
total 263.88 liters of illegal country-made liquor and foreign
liquor from gunny bags near the bank of Gandak Soti river.

4. Learned counsel for the petitioner submitted that the
petitioner has falsely been implicated in the present case. The
alleged recovery was made from an open place, which is
accessible to public at large. Petitioner has no concern with the
seized liquor. On the basis of suspicion, petitioner has been
implicated in the present case. No incriminating article has been



recovered from the conscious possession of the petitioner. The petitioner is in custody since 20.02.2024 and has no criminal antecedent. There is no compliance of Section 100 of the Cr.P.C.

5. Learned APP for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the aforesaid facts and circumstances of the case and the period of custody undergone by the petitioner, this Court is inclined to grant bail to the petitioner.

7. Let the petitioner be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Yadopur P.S. Case No. 21 of 2024.

(Rudra Prakash Mishra, J)

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