

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.33285 of 2024

Arising Out of PS. Case No.-52 Year-2021 Thana- LAUKAHI District- Madhubani

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Ramtahal Yadav Son of Late Nageshwar Yadav Resident of Village- Karhari,
P.S.- Laukahi, Dist.- Madhubani

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Jitendra Bharti, Advocate

For the Opposite Party/s : Mr. Nirmal Kumar Sinha, APP

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CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

3 28-06-2024 1. Heard learned counsel for the petitioner and
learned APP for the State.

2. The petitioner has preferred this application for
grant of regular bail in connection with Laukahi P.S. Case no. 52
of 2021 registered under sections 272, 273 and 34 of the Indian
Penal Code and section 30(a) of the Bihar Prohibition and
Excise Act.

3. As per the prosecution case, on a raid being
conducted, accused persons including the petitioner herein were
identified fleeing away from the place of occurrence. It is stated
that about 1700 litres of liquor was recovered from the orchard
of one Vinod Yadav.

4. Learned counsel for the petitioner submits that the
petitioner has been falsely implicated in the case. No



incriminating article has been recovered from petitioner's possession. Petitioner was not caught at the place of occurrence and similarly situated co-accused Mukesh Yadav has been enlarged on bail vide order dated 4.4.2022 passed in Cr. Misc. no. 54134 of 2021.

5. The application for bail is opposed by learned APP for the State.

6. Having heard learned counsel for the parties and taking into consideration the allegation against the petitioner in the F.I.R, the petitioner not having been arrested on the spot, his not having any criminal antecedent and charge-sheet having been submitted in the case, the petitioner is directed to be enlarged on bail in connection with Laukahi P.S. Case no. 52 of 2021, on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Special Excise Judge, Jhanjharpur, District- Madhubani.

(Partha Sarthy, J)

Harsh/-

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