

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.38917 of 2024

Arising Out of PS. Case No.-88 Year-2024 Thana- KAMTAUL District- Darbhanga

Kaushal Kumar Yadav @ Kaushal Yadav Son of Late Shatrohan Yadav @
Shatrughan Yadav R/O Vill.- Bangla Kamalpur, P.S.- Bishanpur, Dist.-
Darbhanga

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Girish Chandra Jha, Adv.

For the Opposite Party/s : Mr. Ashok Kumar Singh, APP

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 27-05-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner seeks regular bail in connection with
Kamtaul P.S. Case No. 88 of 2024, lodged on 02.04.2024 under
Section 30(a) of the Bihar Prohibition and Excise (Amendment)
Act, 2022.

3. As per the prosecution case, FIR has been lodged
against three named accused persons including the present
petitioner. Total 150 *litres* of illicit liquor has been recovered
which is the subject matter of the present case.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence. Counsel
also submits that he has obeyed his owner as the petitioner was



only the driver of the vehicle. Counsel further submits that the the criminal antecedent of the petitioner is clean and he is in custody since 03.04.2024.

5. Learned APP for the State opposes the prayer for bail of the petitioner and submits that the petitioner has been apprehended from the place of occurrence at the time when he was driving the vehicle.

6. In the present facts and circumstances of this case and the submissions made above, **let the petitioner above named be granted bail, but only after framing of charge, if not framed** on furnishing bail bonds of Rs.30,000/- (Rupees Thirty thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge 1st (Excise Act), Darbhanga in connection with Kamtaul P.S. Case No. 88 of 2024, subject to the conditions as laid down U/s 437(3) Cr.P.C.

(Dr. Anshuman, J.)

Divyansh/-

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

