

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.43236 of 2024**

Arising Out of PS. Case No.-271 Year-2024 Thana- Excise P.S. District- Siwan

Amarnath Yadav S/o Shriram Yadav @ Shree Ram Chaudhari R/o Village-  
Tilmapur, P.S.-Nautan, District-Siwan

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Ajay Kumar Tiwary, Advocate  
For the Opposite Party/s : Mr.Dilip Kumar No. 1, APP

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH  
MISHRA**

ORAL ORDER

2      21-06-2024                      Heard learned counsel for the petitioner and learned  
APP for the State.

2. The petitioner seeks bail in Siwan Excise P.S. case  
No. 271 of 2024 instituted for the offences under Section 30(a)  
of the Bihar Prohibition and Excise Act.

3. The prosecution case, in short, is that 126 liters  
liquor was recovered from motorcycle.

4. Learned counsel for the petitioner submits that the  
petitioner is innocent and has falsely been implicated in the  
present case. No incriminating material has been recovered  
from the conscious possession of the petitioner. The petitioner  
has got no concern with the alleged recovery of liquor. It is  
further submitted that the motorcycle in question does not



belong to the petitioner. The petitioner is in custody since 05.05.2024 and has got no criminal antecedent. There is no compliance of Section 100 of Cr.P.C.

5. Learned A.P.P. 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 Siwan Excise P.S. case No. 271 of 2024.

**(Rudra Prakash Mishra, J)**

Pankaj/-

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