

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No. 59666 of 2024

Arising Out of PS. Case No.-681 Year-2021 Thana- NAWADA District- Nawada

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Ajit Kumar @ Ajit Yadav @ Rajeev Yadav @ Rajeev Rai Son of Umesh
Yadav R/o Village- Gondapur, P.S.- Nawada Town, District- Nawada

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Birendra Kumar, Adv

For the Opposite Party/s : Mr. Shaheen Begum, APP

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**CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH
SINGH**

ORAL ORDER

2 05-09-2024 Heard learned counsel for the petitioner and learned
A.P.P for the State.

2. The petitioner has preferred this application for grant of regular bail in connection with Nawada Town P.S. Case No. 681 of 2021 dated 01.07.2021 registered for the offences punishable u/s 33, 34 and 36 of the Bihar Prohibition and Excise Act.

3. As per the prosecution case, the husband of the informant died due to consumption of spurious liquor. It is further alleged that he had purchased the said liquor from some unknown person.

4. Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in



this case. The petitioner is not named in the FIR. The name of the petitioner has sprung up in the confessional statement of the co-accused *Arvind Yadav and Vidhan Kumar*. Nothing has been recovered from the conscious possession of the petitioner. Similarly situated co-accused has already been granted bail by this court *vide* order dated 25.07.2024 passed in Cr. Misc. No. 50579 of 2024. The petitioner has nineteen antecedents as stated in para 3 of the bail petition. The petitioner is in custody since 10.10.2022.

5. Learned A.P.P. for the State has vehemently opposed the bail petition of the petitioner.

6. Considering the aforesaid facts and circumstances of the case and the nature of allegation levelled against the petitioner as well as the period of custody, the petitioner above-named, is directed to be enlarged on bail on furnishing bail-bond of Rs.20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Court concerned, Nawada in connection with Nawada Town P.S. Case No. 681 of 2021, with a condition/s:-

(i). The petitioner is directed to remain physically present before the learned Court below on each and every date, failing which on two consecutive dates without reasonable cause, the bail bond of the petitioner is liable to be cancelled.



7. The application stands allowed.

(Chandra Prakash Singh, J)

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