

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.63430 of 2024

Arising Out of PS. Case No.-80 Year-2019 Thana- LADANIA District- Madhubani

Badri Yadav @ Vradi Yadav @ Badari Yadav Son of Ram Prasad Yadav
Resident of village -Ladaniya P.S.- Ladaniya , District- Madhubani

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Gagandeo Yadav, Advocate
		Mr. Ravi Prakash, Advocate
For the Opposite Party/s :		Mr. Ramchandra Sahni, APP

CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

2 21-09-2024

1. Heard learned counsel for the parties.

2. The petitioner in this application prays for bail apprehending his arrest in connection with Ladaniya P.S. Case no.80 of 2019 registered for the offence punishable under sections 272 and 273 of the Indian Penal Code and section 30(a) of the Bihar Prohibition and Excise Act, 2016.

3. As per the prosecution case, 18 liters of nepali saufi wine was recovered from the motorcycle of which the petitioner is said to be the registered owner.

4. Learned counsel for the petitioner submits that no incriminating article has been recovered either from the petitioner's possession or from his motorcycle. He has been falsely implicated in the case because of his antecedent,



however he does not have any criminal antecedent under the Bihar Prohibition and Excise Act, 2016.

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

6. Having heard learned counsel for the parties and taking into consideration the allegations against the petitioner in the FIR together with the petitioner not having any antecedent under the Bihar Prohibition and Excise Act, 2016, it is directed that the petitioner, above named, in the event of his arrest or surrender before the learned Court below within a period of four weeks, be released on anticipatory bail in connection with Ladaniya P.S. Case no.80 of 2019 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 Additional Sessions Judge II-cum-Special Judge, Excise Act, Madhubani, subject to the conditions as laid down under section 438(2) of the Code of Criminal Procedure.

(Partha Sarthy, J)

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