

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.66674 of 2024

Arising Out of PS. Case No.-64 Year-2024 Thana- ANTI District- Gaya

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Dhanesh Yadav S/o Marchu Yadav @ Marchhu Yadav R/o Village- Chabura,
P.S.- Aanti (Aati), District- Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Durgesh Nandan, Advocate

For the Opposite Party/s : Ms. Dr. Indihar Kumari, A.P.P.

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

ORAL ORDER

2 18-09-2024 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 Aanti (Aati) P.S. Case No. 64 of 2024 dated 31.07.2024 registered for the offences punishable u/ss 317(5) and 3(5) of the B.N.S. Act, 2023 and u/s 30(a) of the Bihar Prohibition and Excise Act.

3. As per the prosecution case, total 70 litres of illicit country made liquor was recovered from the two motorcycles, one of the motorcycles was being driven by the petitioner.

4. Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. Nothing has been recovered from the conscious



possession of the petitioner. The petitioner is the driver of the said vehicle. The petitioner has no concern with the alleged recovery. The petitioner has two criminal antecedents as stated in para 3 of the bail petition. The petitioner is in custody since 01.08.2024.

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 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, Gaya in connection with Aanti (Aati) P.S. Case No. 64 of 2024.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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