

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.72350 of 2024

Arising Out of PS. Case No.-157 Year-2024 Thana- Excise P.S. District- Saran

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Dharmnath Kumar Yadav @ Athai S/o- Sri Dudhnath Yadav Resident of
Kopa, P.S.- Kopa, Dist- Saran

... .. Petitioner/s

Versus

1. The State of Bihar Bihar
2. The State of Bihar Patna

... .. Opposite Party/s

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Appearance :

For the Petitioner/s	:	Mr.Abhijeet Abhigyan
		Mr.Gaurav Kumar
For the Opposite Party/s :		Mr.Khurshid Anwar

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CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH SINGH

ORAL ORDER

2 18-10-2024 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 Sadar Excise P.S. Case No. 157 of 2024 dated 14.08.2024 registered for the offences punishable u/ss 30(a), 32(c) of the Bihar Prohibition and Excise Act.

3. As per the prosecution case, total 10.410 litres of illicit foreign liquor was recovered from the Motorcycle.

4. Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in this case. The petitioner has no concern with the alleged recovery. The petitioner is the owner of the said seized vehicle.



Nothing has been recovered from the conscious possession of the petitioner. The petitioner has four criminal antecedents as stated in para 3 of the bail petition. The petitioner is in custody since 15.08.2024. Similarly situated co-accused has already been granted regular bail by this court vide order dated 25.09.2024 passed in Cr. Misc No. 69615 of 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 nature of allegation levelled against the petitioner and 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, Saran at Chapra in connection with Sadar Excise P.S. Case No. 157 of 2024.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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