

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.5239 of 2024

Arising Out of PS. Case No.-18 Year-2023 Thana- NAWADA District- Nawada

Mithu Yadav @ Mithlesh Yadav Son Of Late Lato Yadav Resident Of Village-
Bajrangi Bigha, P.S.- Nawada Town (KADIRGANJ O.P.) District- Nawada

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sudhanshu Kumar
For the Opposite Party/s : Mr.Asha Devi

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 07-02-2024 Heard learned counsel for the petitioner and

learned APP for the State.

The petitioner is languishing in custody in a
case registered for the offences punishable under
Sections 30(a) of the Bihar Prohibition & Excise Act.

There is recovery of 40 litres of illicit country
made liquor.

It is submitted by learned counsel for the
petitioner that petitioner is innocent and he has falsely
been implicated in this case. The petitioner was not
apprehended from the spot. Nothing has been recovered
from the conscious possession of the petitioner. The



recovery has been made from the open place. The petitioner has no concern either with the place of seizure or the illicit liquor. The petitioner is languishing in custody since 30.11.2023. A statement has been made in para 3 of the petition that petitioner is accused in one other case apart from the present one.

In contra, learned A.P.P appearing on behalf of the State has vehemently opposed the prayer for bail of the petitioner.

Considering the facts aforesaid and the period under custody, let the petitioner, above named, be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten Thousands) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Excise Judge, 1st, Nawada in connection with Nawada Town (Kadirganj O.P) P.S. Case No. 18 of 2023.

(Sunil Kumar Panwar, J)

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