

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.4898 of 2024

Arising Out of PS. Case No.-400 Year-2022 Thana- MIRGANJ District- Gopalganj

Pankaj Yadav S/O VIJAY YADAV @ VIJAY KUMAR VILLAGE-
KALHATTA, PS. MIRGANJ, DIST. GOPALGANJ.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Vyas Mishra, Adv.

For the Opposite Party/s : Mr.Veena Kumari Jaiswal, APP

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 07-02-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner seeks regular bail in connection with
Mirganj P.S. Case No. 400 of 2022 lodged under section 30(a)
of Bihar Prohibition and Excise Amendment Act, 2018.

3. As per the prosecution case, the total recovery of
93.4 liter wine has alleged to be made, which is subject matter
of the present case.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence. He submits
that from the seizure list, it transpires that recovery of wine has
not been made from conscious possession of the petitioner.

5. Counsel for the petitioner further submits that there
are ten criminal cases pending against the petitioner. He further



submits that petitioner is in custody since 28.04.2023 and charge-sheet has already been filed in this case.

6. Learned counsel for the State opposes the prayer for bail and submits that there are ten criminal cases pending against the petitioner and most of the cases relating to excise matter and some are either under Arms Act or murder.

7. In the present facts and circumstances of this case and the submissions made above, this Court is not inclined to grant bail to the petitioner. Therefore, the bail application of the petitioner is hereby rejected, but liberty is hereby granted to the petitioner that he may renew his prayer for bail three months after framing of charge.

(Dr. Anshuman, J.)

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