

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.86266 of 2023

Arising Out of PS. Case No.-1977 Year-2023 Thana- Excise P.S. District- Gaya

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Anil Kumar Yadav @ Anil Yadav S/O Late Raj Kumar Yadav R/O Village-
Nima Tand, P.S- Tankuppa, Distt.- Gaya.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Manisha Prakash

For the Opposite Party/s : Mr.Akhileshwar Dayal

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 11-01-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for bail in a case registered for the offence punishable under section 30(a) of the Bihar Prohibition and Excise (Amendment) Act.

3. As per prosecution case, the petitioner was apprehended on the spot and from a motorcycle total 70 liters illicit liquor was recovered.

4. Learned counsel appearing on behalf of the petitioner has submitted that petitioner is innocent and has committed no offence. He has falsely been implicated in this case on suspicion. He has no concern with the alleged recovery or with the vehicle in question. Nothing incriminating article has been recovered from his conscious possession. Provision of



Section 100 Cr.P.C. has not been followed by the police personnel while preparing the seizure list. Petitioner has got no criminal antecedent and he is languishing in judicial custody since 13.11.2023.

5. Learned APP appearing for the State has opposed the prayer of Bail.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the learned court of Exclusive Excise Court No.3, Gaya in connection with Excise P.S. Case No. 1977 of 2023

(Sunil Kumar Panwar, J)

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