

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.3821 of 2025

Arising Out of PS. Case No.-21 Year-2024 Thana- Roshna District- Katihar

Sonu Yadav @ Sonu Kumar Yadav @ Sonu Kumar S/O Late Achchi Lal
Yadav Resident of Mohalla- Nayatola, Bara Bazar Yadav Tola, PS- Nagar
District- Katihar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Bimal Kumar, Advocate

For the Opposite Party/s : Mr.Pradeep Narain Kumar, APP

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

- 2 30-01-2025 1. Heard learned counsel for the petitioner and
learned APP for the State.
2. The petitioner seeks regular bail in connection with
Roshna PS case no. 21 of 2024 instituted for the offences
punishable under Section 30(a) of Bihar Prohibition and Excise
Amendment Act, 2022.
3. The prosecution story, as per the First Information
Report, is that total quantity of 744 liters of Beer has been
recovered from an AC Gold Magic vehicle bearing registration
no. BR 11GF-1840 and the police apprehended the driver of the
vehicle. The petitioner is said to be the owner of the vehicle in
question.
4. Learned counsel for the petitioner submits that the



petitioner is having no criminal antecedent of similar nature of offence. He has been made accused on the basis of the fact that he happens to be the owner of the vehicle in question. Learned counsel further submits that the vehicle is a commercial vehicle, in which consignment of onion was loaded for transportation and the petitioner being the owner was not aware about the prohibited Beer/ liquor having been kept in the said vehicle by the driver. He next submits that petitioner is having no concern with the recovered beer. The petitioner is languishing in custody since 18.11.2024 and charge-sheet has been submitted on 06.01.2025.

5. Having regard to the submissions made by learned counsel for the parties and taking into consideration the fact that petitioner is having no criminal antecedent of similar nature of offence, he has been made accused on the basis of being the owner of the vehicle in question, the driver was arrested along with the prohibited article on the spot, charge-sheet has already been submitted and the petitioner is languishing in custody since 18.11.2024, I am inclined to grant regular bail to the petitioner.

6. This application is, accordingly, allowed.

7. Let petitioner, abovenamed, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two



sureties of the like amount each to the satisfaction of learned
Additional District and Sessions Judge, Exclusive Excise Court
No. 2, Katihar, in connection with Roshna PS case no. 21 of
2024.

(Anil Kumar Sinha, J)

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