

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.5676 of 2025

Arising Out of PS. Case No.-101 Year-2024 Thana- DEODHA District- Madhubani

Jitendra Yadav Son of Late Dukhi Yadav Resident of Village- Balat, P.S.-
Basopatti, District- Madhubani

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Bhavesh Kumar Sah, Advocate

For the Opposite Party/s : Mr. Sanjay Kumar Sharma, APP

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

2 06-02-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with
Deodha PS Case No. 101 of 2024 arising out of G.R. Case No.
1689 of 2024 instituted for the offences under Sections 274,
275, 3(5) of B.N.S. and 30(a) of the Bihar Prohibition and
Excise Act.

3. The prosecution case, in short, is that total 495
litres of liquor was recovered from three motorcycles from
which 180 litres of liquor was recovered from the petitioner.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in the
present case. No incriminating material has been recovered from
the conscious possession of the petitioner. The petitioner has got



no concern with the alleged recovery of liquor. It is submitted that motorcycle (registration no. BR32N-8436) in question does not belong to the petitioner. The petitioner is in custody since 07.12.2024 and has got no criminal antecedent. There is no compliance of Section 103 of B.N.S.S.

5. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the aforesaid facts and circumstances of the case, clean antecedent of the petitioner and the period of custody undergone by the petitioner, this Court is inclined to grant bail to the petitioner.

7. Let the petitioner be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Deodha PS Case No. 101 of 2024. arising out of G.R. Case No. 1689 of 2024.

(Rudra Prakash Mishra, J)

Raj Ranjan/-

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