

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.8852 of 2025

Arising Out of PS. Case No.-184 Year-2024 Thana- SAHEBPUR KAMAL District- Begusarai

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Jawahar Yadav S/o Late Lakhan Yadav R/o Village- Govindpur Navtolia, PS-
Sahebpur, Kamal, District- Begusarai Petitioner/s

Versus

The State of Bihar Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Vivekanand Singh, Advocate

For the Opposite Party/s : Mr. Shyameshwar Dayal, APP

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CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH MISHRA

ORAL ORDER

2 18-02-2025 Heard learned counsel for the petitioner and

learned APP for the State.

2. The petitioner seeks bail in connection with

Sahebpur Kamal PS Case No. 184 of 2024 instituted for the

offences under Sections 30(a), 30(b) and 30(c) of the Bihar

Prohibition and Excise Act.

3. The prosecution case, in short, is that total 120

litres of country made liquor, Gas cylinder, Gas stove, Alu-

minium pot was recovered from near the bank of river.

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 recov-

ered from the conscious possession of the petitioner. The

petitioner has got no concern with the alleged recovery of



liquor. It is submitted that recovery is made from an open place, which is accessible to one and all. It is further submitted that local chowkidar disclosed the name of the petitioner. The petitioner is in custody since 10.01.2025 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 Sahebpur Kamal PS Case No. 184 of 2024.

(Rudra Prakash Mishra, J)

Raj Ranjan/-

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