

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.15215 of 2025

Arising Out of PS. Case No.-254 Year-2024 Thana- RAHIKA District- Madhubani

Ramesh Yadav Son of Rajendra Yadav Resident of Village - Kakraul, P.S. -
Rahika, District-Madhubani

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Baidhyanath Thakur, Advocate
For the Opposite Party/s : Ms. Shaheen Begum, APP

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

ORAL ORDER

2 05-03-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with
Rahika PS Case No. 254 of 2024 instituted for the offences
under Sections 30(a) and 41(1) of the Bihar Prohibition and
Excise Act.

3. The prosecution case, in short, is that total
295.205 litres of liquor in which 180 litres of liquor was
recovered from Car and 94.5 litres of liquor was recovered
from behind the house of the petitioner and 20.705 litres of
liquor was recovered from Shop.

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 recovery is made from an open place, which is accessible to one and all. It is further submitted that the name of the petitioner has transpired on the basis of confessional statement of apprehended co-accused persons. It is next submitted that car and shop do not belong to the petitioner. The petitioner is in custody since 21.12.2024 and has got one criminal antecedent in which he is on bail. There is no compliance of Section 103 of B.N.S.S. Other co-accused has been granted regular bail by this Court *vide* orders dated 12.02.2025 and 17.02.2025 in Cr. Misc. Nos. 6511 of 2025 and 7997 of 2025.

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 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 Rahika P.S. Case No. 254 of 2024.

(Rudra Prakash Mishra, J)

Raj Ranjan/-

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