

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.22645 of 2025

Arising Out of PS. Case No.-1168 Year-2024 Thana- SAHARSA SADAR District- Saharsa

English Yadav @ English Yadav @ Inlash Kumar Son of Pravesh Yadav @
Ram Pravesh Yadav Resident of village - Kahara Ward No.- 10 Belha Tola,
P.S.- Saharsa, Dist.- Saharsa

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Chandra Mohan Jha, Advocate
For the Opposite Party/s : Mr.Zainul Abedin, APP

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 01-05-2025 Heard learned Counsel for the petitioner and learned
APP for the State.

2. The petitioner is apprehending arrest in connection with Saharsa Sadar P.S. Case No.1168 of 2024 registered on 25.10.2024 for the offences punishable under Section 30(a) of the Bihar Prohibition and Excise (Amendment) Act, 2022.

3. As per the prosecution, the subject matter of the present case involves the recovery of 15 litres of illicit cough syrup.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has been falsely implicated in the present case. The petitioner's name has surfaced solely on the basis of suspicion, and no direct or indirect evidence has been brought on record to connect the petitioner with the alleged



offence. It is further submitted that nothing incriminating has been recovered from the possession of the petitioner, and he has no connection whatsoever with the alleged recovery, nor was he aware of it. Moreover, the alleged recovery was made from a public road, which is an open place and not in the ownership or possession of the petitioner. The petitioner has clean criminal antecedents and is willing to abide by any condition that may be imposed by this Hon'ble Court in the event of grant of bail.

5. Learned APP for the State opposes the prayer for bail of the petitioner.

6. In the facts and circumstances, let the above named petitioner be released on bail, in the event of arrest or surrender before the Trial Court within a period of four weeks from today, on furnishing bail bond of ₹30000/- (thirty thousand) as mentioned in Section 2(1) (d) of the Bharatiya Nagrik Suraksha Sanhita, 2023 to the satisfaction of the Exclusive Special Judge, Excise-II, Saharsa, in connection with Saharsa Sadar P.S. Case No.1168 of 2024, subject to the conditions as laid down under Section 482(2) of the Bharatiya Nagrik Suraksha Sanhita, 2023.

(Dr. Anshuman, J)

Ashwini/-

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