

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.25570 of 2025

Arising Out of PS. Case No.-298 Year-2024 Thana- BABUBARHI District- Madhubani

Sunil Yadav @ Sunil Kumar Yadav @ Sunil Kumar S/o Late Laltu Yadav @
Late Lakhan Yadav, R/o village - Aurhi, ward no. 4, P.S.- Babubarhi, Distt.-
Madhubani.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Ms. Kumari Pallavi, Advocate

For the Opposite Party/s : Mr. Ramchandra Sahni, APP

**CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH
SINGH**

ORAL ORDER

2 29-04-2025 Heard learned counsel for the petitioner and learned
A.P.P for the State.

2. The petitioner has preferred this application for grant of regular bail in connection with Babubarhi P.S. Case No. 298 of 2024 dated 30.06.2024 registered for the offences punishable under Sections 272, 273 and 414 read with Section 34 of the Indian Penal Code and under Section 30(a) of the Bihar Prohibition and Excise Act.

3. As per the prosecution case, total 630 litres of illicit Nepali country made liquor was recovered from the mango orchard of one Subodh Yadav and a Bolero vehicle and a motorcycle were also recovered.

4. Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in



this case. He has further submitted that petitioner was not arrested from the spot and his name sprung up in this case on the basis of disclosure made by local *chowkidar*. Nothing has been recovered from the conscious possession of the petitioner. The petitioner has no concern with the alleged recovery. The petitioner has one criminal antecedent as stated in paragraph no. 3 of the bail petition. The petitioner is in custody since 25.02.2025.

5. Learned A.P.P. for the State has vehemently opposed the bail petition of the petitioner.

6. Considering the aforesaid facts and circumstances of the case as well as the period of custody, the petitioner, above-named, is directed to be enlarged on bail on furnishing bail-bond of Rs. 20,000/- (Rupees Twenty Thousand Only) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge-II-cum-Special Judge, Excise, Madhubani, in connection with **Babubarhi P.S. Case No. 298 of 2024**.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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