

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.25749 of 2025

Arising Out of PS. Case No.-20 Year-2025 Thana- KHAJAULI District- Madhubani

Upendra Yadav S/o Uttim Lal Yadav Resident of Village- Korahiya Navtoli,
P.S.- Jaynagar, District -Madhubani

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Shailendra Kumar Jha, Advocate

For the Opposite Party/s : Mr. Md. Nazir Ansari, 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 Khajauli P.S. Case No. 20 of 2025 dated 01.02.2025 registered for the offences punishable u/s 30(a) of the Bihar Prohibition and Excise Act.

3. As per the prosecution case, total 342 litres of illicit Nepali country made liquor was recovered from the Bolero vehicle in possession of two co-accused persons during patrolling duty at village Datuar situated Bilat Singh Girls School near small bridge.

4. Learned counsel for the petitioner has submitted



that the petitioner is innocent and has falsely been implicated in this case. The petitioner was not apprehended on the spot. The petitioner has no concern with the seized liquor of vehicle. The petitioner is neither the driver nor the owner of the seized Bolero vehicle from which illicit liquor has been recovered. Nothing has been recovered from the conscious possession of the petitioner. The petitioner has 13 criminal antecedents in which he is on bail as stated in para 3 of the bail petition. The petitioner is in custody since 03.02.2025.

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) with two sureties of the like amount each to the satisfaction of learned Court concerned, Madhubani in connection with Khajauli P.S. Case No. 20 of 2025, with the condition :-

(i). The petitioner is directed to remain physically present before the learned Court below on each and every date, failing which on two consecutive dates without reasonable cause, the bail bond of the petitioner is liable to be cancelled.



(ii). If the petitioner is found involved in similar nature of offence in the future, the prosecution will be at liberty to move for cancellation of his bail bonds.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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