

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.24213 of 2025

Arising Out of PS. Case No.-12 Year-2025 Thana- Pastpar Pusthi District- Saharsa

Panchanand Yadav Son of Gudari Yadav @ Gudi Yadav @ Gudhi Yadav R/O
Vill.- Navtoliya, Ward No.- 05, P.S.- Rajoun, Dist.- Banka

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Pranav Kumar, Adv. Mr. Rajeev Ranjan No. II, Adv. Ms. Priyanka Kumari, Adv. Ms. Anjana Gupta, Adv.
For the Opposite Party/s	:	Mr. Pronoti Singh, APP

CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH MISHRA
ORAL ORDER

2 17-04-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with
Pastpar P.S. Case No. 12 of 2025 instituted for the offences
under Sections 30(a) and 41(1) of the Bihar Prohibition and
Excise Act, 2022.

3. As per prosecution case, the police has recovered
total 510.32 liters of illicit foreign liquor from the tractor and
car. The petitioner was arrested on spot.

4. Learned counsel for the petitioner submits that
the petitioner is innocent and has committed no offence as
alleged against him and has falsely been implicated in the



present case. He further submits that nothing incriminating has been recovered from the conscious possession of the petitioner. The petitioner has no concern with the seized liquor. The petitioner was not aware of the contents of the material loaded in the alleged vehicle. The petitioner is neither owner nor driver of the alleged seized vehicle. There is a non-compliance of Section 103 of the B.N.S.S. which creates a serious doubt in the prosecution case. The petitioner has no criminal antecedent and is languishing in judicial custody since 24.01.2025 without any rhymes or reason.

5. On the other hand, learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Having heard rival contention of both the parties and considering the entire facts and circumstances of the case as also taking into account the period of custody of the petitioner and the petitioner having no criminal antecedent, let the petitioner, abovenamed, 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 Pastpar P.S. Case
No. 12 of 2025.

(Rudra Prakash Mishra, J)

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