

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.33078 of 2025

Arising Out of PS. Case No.-75 Year-2025 Thana- PIPRAKOTHI District- East Champaran

1. Pappu Kumar Yadav S/o Late Rajesh Rai Resident of Village- Harpur, P.S.- Piprakothi, District- East Champaran.
2. Laxman Kumar Yadav S/o Sheo Shankar Rai Resident of Village- Pokhra, P.S.- Kotwa, District- East Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Dhurendra Kumar, Advocate

For the Opposite Party/s : Mr. Ramesh Chandra, APP

CORAM: HONOURABLE MR. JUSTICE SOURENDRA PANDEY
ORAL ORDER

2 21-05-2025 This case is being taken up for out of turn hearing at
the request of the learned counsel for the petitioners.

2. Heard learned counsel for the petitioners and
learned APP for the State.

3. The petitioners seek bail in connection with Pipra
Kothi P.S. Case No. 75 of 2025 registered for the offences
punishable under Section 30(a) of the Bihar Prohibition and
Excise Act.

4. The prosecution case, in short, is that on secret
information, the police raided the house of the petitioner no. 1,
Pappu Kumar on information that he had been keeping illicit
liquor. The police conducted a raid and apprehended two



persons namely, Pappu Kumar Yadav (petitioner no. 1) and Laxman Kumar Yadav (petitioner no. 2) and on searching a hut, 40 liters of country-made liquor was recovered.

5. Learned counsel for the petitioner submits that the petitioners have falsely been implicated in this case. No such recovery, as alleged, has been made from the possession of the petitioners. Admittedly, recovery is said to have been made from a hut behind the house of the petitioner No. 1 which is accessible to any person. Lastly, it is submitted that the petitioners have clean antecedent and they have been in custody since 10.03.2025.

6. Learned APP for the State has opposed the prayer for regular bail of the petitioners.

7. Considering the aforesaid facts and circumstances of the case and taking into account that the petitioners carry clean antecedents, let the above named petitioners be released on bail on deposition of a sum of Rs. 5,000/- each to the Patna High Court Legal Services Committee, Patna and an acknowledgment receipt be submitted before the learned Court below prior to the furnishing of bail bond, on each of them furnishing bail bonds of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned



Exclusive Special Excise Court No. 1, East Champaran,
Motihari in connection with Piprakothi P.S. Case No. 75 of
2025 subject to the following conditions :

a. One of the bailors of the petitioners shall be
their close relative.

b. The petitioners shall remain physically
present in Court on each date of the trial.

c. In case of absence on two consecutive
dates, or in violation of the terms of the bail and if
the prosecution is found involvement of the
petitioners in similar nature of offence, the bail
bond of the petitioners will be liable to be canceled
by the Court concerned.

d. And further condition that the court below
shall verify the criminal antecedent of the
petitioners and in case at any stage it is found that
the petitioners have concealed his criminal
antecedents, the court below shall take step for
cancellation of bail bond of the petitioners.
However, the acceptance of bail bonds in terms of
the above-mentioned order shall not be delayed for
purpose of or in the name of verification.

(Sourendra Pandey, J)

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