

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.41501 of 2025**

Arising Out of PS. Case No.-62 Year-2025 Thana- KUSHESHWARASTHAN District-
Darbhanga

=====

SANJAY YADAV @ SANJAY YADAW S/O Rambilash Yadav @ Rambilash
Yadaw Resident of Village- Morkahi, Police Station- Kusheshwar Sthan,
District- Darbhanga

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Nilendu Kumar Choudhary

For the Opposite Party/s : Mr. Shyameshwar Dayal

=====

**CORAM: HONOURABLE JUSTICE SMT. SONI SHRIVASTAVA
ORAL ORDER**

3 21-07-2025 Heard learned counsel for the petitioner and

learned APP for the State.

2. The petitioner is apprehending his arrest in a case
registered for the offences punishable under Section 30(a) of the
Bihar Prohibition and Excise Act, 2022.

3. There is recovery of 16.375 liters of foreign liquor
from the outhouse of the petitioner.

4. Learned counsel for the petitioner submits that no
recovery was made from the physical and conscious possession
of the petitioner. It is next submitted that the outhouse is an
open place and the same is accessible to several persons and
hence, no liability can be fixed on the petitioner. There is no
independent witness to the seizure list. The name of the



petitioner has been disclosed by the local people. Petitioner has no criminal antecedent.

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

6. Taking into consideration the facts and circumstances of the case, let the above named petitioner, be released on bail, in the event of his arrest or surrender before the learned Court below within a period of four weeks from today, on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned lower Court where the case is pending/successor Court in connection with Kusheswar Asthan (K.Asthan) P.S/ Case No.62 of 2025, subject to the condition as laid down under Section 438 (2) of the Cr.P.C/482(2) of the B.N.S.S.

(Soni Shrivastava, J)

shikha/-

U		T	
---	--	---	--

