

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40663 of 2025

Arising Out of PS. Case No.-193 Year-2025 Thana- BARUN District- Aurangabad

Santosh Yadav @ Santosh Kumar Yadav S/o Raju Yadav R/o Village- Keshav
Market, Bhuian Toli, P.S.- Barun, Dist.- Aurangabad

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Adarsh Singh, Advocate

For the Opposite Party/s : Mr. Umeshanand Pandit, APP

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

2 30-06-2025 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner seeks bail in connection with Barun
PS Case No. 193 of 2025 instituted for the offences under
Section/s 30(a) of the Bihar Prohibition and Excise Act.

3. The prosecution case, in short, is that 25.4 liters
liquor was recovered from the house of co-accused.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in the
present case. No incriminating material has been recovered from
the conscious possession of the petitioner. The petitioner has got
no concern with the alleged recovery of liquor. Learned counsel
for the petitioner submits that name of the petitioner has sprung



in this case on the basis of confessional statement of co-accused. It is submitted that recovery is made from the house of other co-accused persons and petitioner has no concern with the same. The petitioner is in custody since 22-05-2025 and has got two criminal antecedent/s. There is no compliance of Section 103 of the BNSS, 2023. Other co-accused have been granted bail by a Co-ordinate Bench of this Court vide order dated 21-05-2025, passed in Cr. Misc. No. 31201 of 2025.

5. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the aforesaid facts and circumstances of the case and the period of custody undergone by the petitioner, this Court is inclined to grant bail to the petitioner.

7. Let the petitioner 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 Barun PS Case No. 193 of 2025.

(Rudra Prakash Mishra, J)

Raj Kishore/-

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