

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40695 of 2025

Arising Out of PS. Case No.-32 Year-2025 Thana- Nawalpur District- West Champaran

Damodar Yadav S/o Mainejar Yadav R/o Village- Nimueiya, P.S.- Nawalpur,
District- West Champaran Petitioner/s

Versus

The State of Bihar Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Umesh Kumar Gupta, Advocate

For the Opposite Party/s : Mr. Sanjay Kumar Tiwary, 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

Nawalpur PS Case No. 32 of 2025 instituted for the

offences under Section 30(a) of the Bihar Prohibition and

Excise Act.

3. The prosecution case, in short, is that total 18

litres of country made liquor was recovered from

Motorcycle.

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. It is submitted that motorcycle in question does



not belong to the petitioner. It is further submitted that apprehended co-accused person disclosed the name of the petitioner. The petitioner is in custody since 02.05.2025 and has got no criminal antecedent. There is no compliance of Section 103 of B.N.S.S. Charge sheet has been submitted in this case.

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, clean antecedent of the petitioner 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 Nawalpur PS Case No. 32 of 2025.

(Rudra Prakash Mishra, J)

Raj Ranjan/-

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