

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.42506 of 2025

Arising Out of PS. Case No.-62 Year-2024 Thana- BHITAHA District- West Champaran

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Vinod Yadav S/o Babban Yadav R/o Vill- 523 Basgaw Tola, Jamuwan, PS-
Khushinagar, District- Uttar Pradesh

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

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

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

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CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 09-07-2025 Heard Learned Counsel for the petitioner and

Learned A.P.P for the State.

2. The petitioner is apprehending arrest in connection with Bhitaha P.S. Case No.62 of 2024, for the offence punishable under Section 30(a) of the Bihar Prohibition and Excise Act.

3. As per the prosecution, the total recovery of 793.32 litres of *illicit* liquor have been alleged to be made from a boat, which is the subject matter of the present case.

4. Learned Counsel for the petitioner submits that the petitioner is innocent and has committed no offence. Counsel also submits that petitioner was present on the spot, but due to fear of police, all persons sitting on the boat have jumped into the river. He further submits that nothing has been recovered from possession of the petitioner rather the said recovery was made from the said boat. He further submits that recovery of



one mobile which belongs to the petitioner, has been made. Counsel further submits that criminal antecedent of the petitioner is clean.

5. Counsel further submits that petitioner is a poor person and only under suspicion that he is owner of the seized mobile, his name has figured in this case.

6. Learned APP for the State opposes the prayer for bail of the petitioner and submits that criminal antecedent of the petitioner is clean.

7. In the present facts and circumstances of this case and the submissions made above, let the petitioner above named, be granted bail, in the event of arrest or surrender before the Trial Court within a period of 4 weeks from today, on furnishing bail bond of Rs.30,000/- (Rupees Thirty Thousand) each with two sureties of the like amount each to the satisfaction of Special Judge, Excise, Bagaha, West Champaran in connection with Bhitaha P.S. Case No.62 of 2024, subject to the following conditions as laid down under Section 438(2) of Cr.P.C.

(Dr. Anshuman, J.)

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