

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.43411 of 2025

Arising Out of PS. Case No.-390 Year-2024 Thana- NOORSARAI District- Nalanda

Shyam Kishore Yadav @ Shyam Kishore Prasad Yadav S/o Late Karu Gope
@ Bale Yadav Vill. - Atwalchak, P.S. - Tharthari, Distt.- Nalanda

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner : Mr. Birendra Kumar, Advocate
For the State : Ms. Gulnar Begum, APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 19-09-2025 Heard learned counsel appearing on behalf of the
petitioner and learned A.P.P. appearing on behalf of the State.

2. The petitioner seeks bail in a case registered for the
offence punishable under Section 30(a) of the Bihar Prohibition
and Excise Act.

3. As per prosecution case, 100 litres illicit liquor was
recovered from the seized motorcycle of which this petitioner is
registered owner.

4. It is submitted by learned counsel for the petitioner
that petitioner is quite innocent and has committed no offence.
No incriminating article has been recovered from conscious
possession of this petitioner and has been made an accused in
this case merely because he happens to be owner of the vehicle
in question. As a matter of fact, without the knowledge and



consent of this petitioner, his motorcycle was being used for transportation of illicit liquor. Charge-sheet has already been submitted and petitioner is in custody since 19.05.2025.

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

6. Considering the facts and circumstances of the case, nature of accusation and period of custody, the prayer for grant of bail to the petitioner is allowed.

7. Accordingly, let the above named petitioner be enlarged on bail on furnishing bail-bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Excise Judge-IInd, Nalanda in connection with Noorsarai P.S. Case No. 390 of 2024.

(Prabhat Kumar Singh, J)

shashank/-

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

