

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.56418 of 2025

Arising Out of PS. Case No.-652 Year-2018 Thana- TURKAULIYA District- East
Champaran

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Niraj Kumar Yadav @ Niraj Kumar, S/o Shivdayal Rai @ Shivdayal Ray @
Shivdayal Yadav, R/o Village- Chilrawan, P.S.- Turkauliya, District- East
Champaran, Bihar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Pramod Kumar Prasad, Advocate

For the Opposite Party/s : Mr. Sangeeta Sharma, APP

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CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

2 21-08-2025 Heard learned counsel for the petitioner and learned
A.P.P for the State.

2. The petitioner seeks regular bail in connection with
Turkauliya P.S. Case No. 652 of 2018 registered under Sections
272, 273/34 of the Indian Penal Code and Section 30(A) of
Bihar Prohibition and Excise Act-2016.

3. As per prosecution case, 120 litres of illicit spirit
was recovered from three jerkin dumped by the four motorcycle
borne criminals, while they are trying to flee away after seeing
the police.

4. Learned counsel for the petitioner has submitted
that the petitioner is innocent and has falsely been implicated in
this case. Petitioner was not apprehended on the spot. No



incriminating article has been recovered from conscious physical possession of the petitioner. He has no concern with the seized article. He has been falsely implicated in this case due to dirty village politics. Similarly situated co-accused has already been granted regular bail by a coordinate Bench of this Court vide order dated 30.01.2019 passed in Cr. Misc. No. 4454 of 2019. The petitioner has no criminal antecedent and has been languishing in custody since 17.05.2025. He undertakes to co-operate in the trial.

5. Learned A.P.P. for the State has opposed the regular bail petition of the petitioner.

6. Considering the aforesaid facts and circumstances of the case, the petitioner above-named, is directed to be enlarged on bail on furnishing bail-bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Court concerned, Motihari in connection with Turkauliya P.S. Case No. 652 of 2018.

(Sunil Dutta Mishra, J)

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