

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.58131 of 2025

Arising Out of PS. Case No.-199 Year-2025 Thana- EXCISE SHERGHATI District- Gaya

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Rajo Yadav Son of Late Pachu Yadav @ Late Pachchu Yadav R/o Village -
Raghwachak, P.S.- Fatehpur, Dist.- Gaya.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Onkar Nath, Adv

For the Opposite Party/s : Mr. Nawal Kishore Prasad, APP

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CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

2 04-09-2025 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner seeks regular bail in a case registered
under Sections 30(a), 32 (3) of Bihar Prohibition and Excise Act
2016.

3. As per the prosecution case, 150 litres country
made wine was recovered from a silver Honda Shine
motorcycle near *Karma Mor*. It is alleged that the petitioner was
driving the said motorcycle.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has been falsely implicated in this
case only on the basis of suspicion. The petitioner is neither
owner nor driver of the vehicle in question. The petitioner had
no knowledge about the seized liquor. He further submits that
no incriminating article has been recovered from the conscious
possession of the petitioner and he was not caught on the spot. It



is also submitted that petitioner was coming from Sherghati, he was apprehended by the police on the basis of suspicion. The petitioner is in jail custody since 02.07.2025. The petitioner has one criminal antecedent in which he is on bail. Charge-sheet has already been submitted after completion of investigation and there is no chance of absconding the petitioner or tampering with the evidence and he undertakes to cooperate in the trial.

5. Learned APP for the State has opposed the prayer for regular bail of the petitioner.

6. Considering the facts and circumstances of the case and the submissions of learned counsel for the parties, let the petitioner, above named, be released 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 of Exclusive Special Excise, Court No.-3, Gaya in connection with Excise Sherghati P.S. Case No.-199 of 2025 (P.T.N. No.- BRGA01P0020082025).

(Sunil Dutta Mishra, J)

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