

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.58084 of 2025

Arising Out of PS. Case No.-121 Year-2025 Thana- YADOPUR District- Gopalganj

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Ajay Yadav @ Ajay Kumar Yadav, S/O Omprakash Yadav, Resident of
Village- Bhagwanpur, P.S- Nautan, District- West Champaran (Bettiah).

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Adesh Raj Singh, Advocate

For the Opposite Party/s : Mr. Damodar Prasad Tiwary, 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
APP for the State.

2. The petitioner seeks regular bail in connection with
Jadipur P.S. Case No. 121 of 2025 for the offence registered
under Section 30 (a) of the Bihar Prohibition & Excise
Amendment Act.

3. As per the prosecution case, 144 litres of country
made liquor was recovered from three plastic bags kept on a
motorcycle without registration number in possession of the
petitioner.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has been falsely implicated in this
case on the basis of suspicion. He has no concern with the
seized liquor or motorcycle. Nothing incriminating was



recovered from the conscious possession of the petitioner. There is no compliance of the mandatory provision under Section 103 of the BNSS as seizure list witnesses are no independent witnesses. Petitioner is in jail custody since 21.06.2025, having no criminal antecedent. Petitioner undertakes to co-operate in the trial of the case.

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, the submissions of learned counsel for the parties and period of custody, let the petitioner, above named, be released on bail on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Additional District & Sessions Judge-XIII-cum-Special Judge Excise-I, Gopalganj in connection with Jadopur P.S. Case No. 121 of 2025.

(Sunil Dutta Mishra, J)

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