

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.59897 of 2025

Arising Out of PS. Case No.-389 Year-2025 Thana- Excise P.S. District- Nawada

Mithilesh Yadav @ Mithlesh Yadav S/O Budhan Yadav R/O Vill.- Hardiya
Kali Manda, Sector B, P.S. Rajouli, District- Nawada,

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Man Mohan Kumar, Advocate

For the Opposite Party/s : Mr. Shantanu Kumar, APP

CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

2 17-09-2025 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. Petitioner seeks regular bail in a case registered
under Section 30(a) of the Bihar Prohibition and Excise Act.

3. There is recovery of 129 litres country made liquor
from the bush west side of brick kiln.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has been falsely implicated in this
case on the basis of secret information. Petitioner was not
apprehended on the spot. Nothing has been recovered from
conscious possession or from the house of the petitioner.
Petitioner has no concern with the seized liquor. The alleged
recovery has been made from the bush near west side of brick
kiln which is open place accessible to public at large. Petitioner



has one criminal antecedent of similar nature in which he is on bail. Petitioner is in jail since 19.07.2025 and he undertakes to cooperate in the trial.

5. Learned A.P.P. has opposed the prayer for bail of the petitioner.

6. Having considered the facts and circumstances of the case, the submissions of the parties and period of custody, let the above named petitioner 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 Exclusive Special Court, Excise-2, Nawada in connection with Excise P.S. Case No.389 of 2025.

(Sunil Dutta Mishra, J)

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