

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.69188 of 2025

Arising Out of PS. Case No.-109 Year-2025 Thana- FULKAHA District- Araria

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Dipesh Kumar Yadav S/o Sri Kishundeo Yadav Resident of village - Fari
Koshikapur, ward no. 7, P.S.- Narpatganj, Distt.- Araria

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Mukesh Kumar Rana, Advocate

For the Opposite Party/s : Ms. Shaheen Begum, APP

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CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

2 24-09-2025 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. The petitioner and other co-accused were arrested
on the spot and on search, 216 litres illicit liquor was recovered
from the motorcycle which is registered in the name of
petitioner's mother.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has been falsely implicated in this
case. Petitioner is not the owner of motorcycle in question.
Nothing has been recovered from conscious possession of the
petitioner. Petitioner has no concern either with the seized liquor
or the seized motorcycle. There is no independent witness of the



seizure list. Charge sheet has already been submitted after investigation and there is no chance of tampering with the evidence or absconding the petitioner. Learned counsel for the petitioner submits that petitioner is in jail since 02.08.2025 (although wrongly mentioned as 05.08.2025 in the bail petition) having no criminal antecedent 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 Court concerned, Araria in connection with Fulkaha P.S. Case No.109 of 2025.

(Sunil Dutta Mishra, J)

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