

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.79644 of 2025

Arising Out of PS. Case No.-42 Year-2025 Thana- SALAIYA District- Aurangabad

Awadhesh@Awadesh Yadav Son of Vishundev Yadav @ Bishundev
Yadav@Vishun Yadav Resident of Village - Gajraj Bigha, P.S.- Salaiya,
District - Aurangabad (Bihar)

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Aman Vishal, Adv.

For the Opposite Party/s : Mr.Surendra Prasad Singh, APP

**CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH
SINGH**

ORAL ORDER

2 05-12-2025 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner has preferred this application for grant
of regular bail in connection with Salaiya P.S. Case No. 42 of 2025
dated 07.04.2025 registered for the offences punishable u/s 30(a)
of the Bihar Prohibition and Excise Act.

3. As per the prosecution case, total 135 litres of illicit
country-made mahua chulai liquor was recovered from the
foothills of Chalho Mountain.

4. Learned counsel for the petitioner has submitted that
the petitioner is innocent and has falsely been implicated in this
case. The name of the petitioner has sprung up in this case on mere
suspicion. Nothing has been recovered from the conscious
possession of the petitioner. The petitioner has no concern with the
alleged recovery. The co-accused person has already been granted



regular bail by this court vide order dated 08.07.2025 passed in Cr. Misc. No. 42768/2025. The petitioner has six criminal antecedents as stated in para 3 of the bail petition. The petitioner is in custody since 08.09.2025.

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

6. Considering the aforesaid facts and circumstances of the case as well as the period of custody, the petitioner above-named, is directed to be enlarged on bail on furnishing bail-bond of Rs.20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Court concerned, Aurangabad (Bihar) in connection with Salaiya P.S. Case No. 42 of 2025, with a condition:-

(i) The petitioner is directed to remain physically present before the learned Court below on each and every date, failing which on two consecutive dates without reasonable cause, the bail bonds of the petitioner are liable to be cancelled.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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