

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.5585 of 2026

Arising Out of PS. Case No.-264 Year-2010 Thana- BIHTA District- Patna

Deonandan Yadav @ Dev Nandan Yadav S/O Late Laljee Yadav R/V - Pakri,
P.S- Bihta, Dist.- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Gautam, Advocate

For the Opposite Party/s : Ms. Anita Kumari, APP

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

2 31-01-2026 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner seeks bail in connection with Bihta
P.S. Case No. 264 of 2010 instituted for the offence under
Sections 269, 270, 271, 272 & 273 of the Indian Penal Code and
Section 47(a) of the Excise Act.

3. The prosecution case, in brief, is that on
24.09.2010, acting on secret information, police apprehended
two persons fleeing from a hut. On search, illicit desi mahua
liquor (about 400 litres) along with six drums, utensils, a hand
pump and other materials used for manufacture were recovered
and destroyed at the spot.

4. It has been submitted on behalf of the petitioner



that the petitioner is in custody since 11.10.2025. Petitioner bears no criminal antecedent, as per disclosure made in paragraph No. 3 of the bail application.

5. The present one is the misuse of privilege of bail. It is submitted that petitioner was enlarged on bail by a Co-ordinate Bench of this Court vide order dated 18.03.2011, passed in Cr. Misc. No. 5601 of 2011. On 17.05.2025, bail bonds of the petitioner was cancelled due to non-pairvy. Thereafter, NBW was issued against the petitioner and he was arrested on 11.10.2025. Learned counsel for the petitioner lastly submits that petitioner is ready to fully co-operate in the trial, if he be released on bail.

6. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

7. Considering the aforesaid facts and circumstances of the case and period of custody of the petitioner, this Court is inclined to grant bail to the petitioner.

8. Let the petitioner be released on bail on furnishing bail bonds of Rs. 15,000/- (Fifteen Thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Bihta P.S. Case No. 264 of 2010, subject to the following conditions:



(I) One of the bailors shall be own/close member of the family of the petitioner.

(II) The petitioner shall appear on each and every date fixed at the trial. In case of default in such appearance on two consecutive dates, the Trial Court will have liberty to cancel the bail bonds of the petitioner.

(Rudra Prakash Mishra, J)

Raj Kishore/-

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