

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.21137 of 2026

Arising Out of PS. Case No.-155 Year-2024 Thana- YADOPUR District- Gopalganj

Baban Yadav Son of Shankar Yadav R/o - Village - Sipaya, P.S -
Vishambharpur, District - West Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner : Mr. Binay Kant Mani Tripathi, Advocate
For the State : Dr. Kumar Uday Pratap, APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 01-05-2026 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner seeks bail in a case registered for the
offence punishable under Section 30(a) of the Bihar Prohibition
and Excise Act.

3. As per prosecution case, 765 liters of illicit liquor
was recovered from an open place.

4. It is submitted by learned counsel for the petitioner
that petitioner is quite innocent and has committed no offence.
No incriminating article has been recovered from conscious
possession of this petitioner and he has falsely been implicated
in this case merely on the basis of secret information. The
alleged illicit liquor has been recovered from an open place,



which is accessible to one and all. Moreover, charge-sheet has already been submitted and petitioner is in custody since 23.02.2026.

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

6. Considering the facts and circumstances of the case, fact that no incriminating article has been recovered from possession of this petitioner and period of custody, the prayer for grant of bail to the petitioner is allowed.

7. Accordingly, let the above named petitioner be released on bail on furnishing bail-bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned District and Additional Sessions Judge-XIII-cum-Special Excise Court-I, Gopalganj in connection with Yadopur P.S. Case No. 155 of 2024.

(Prabhat Kumar Singh, J)

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