IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.75028 of 2026

CNR No. BRHC010969082026

Arising Out of PS. Case No.-31 Year-2006 Thana- MOHAMMADPUR District- Gopalganj

==========

Pramod Yadav @ Sintu Yadav S/o Narayan Chaudhary @ Narayan Yadav Resident Of Village- Hajiyapur, Ps- Nagar, Dist- Gopalganj

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

==========

Appearance :
For the Petitioner/s : Mr. Shailendra Kumar Dwivedi, Advocate
For the Opposite Party/s : Mr. Madhura Nand Jha, APP

==========

CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH MISHRA

ORAL ORDER

2 28-10-2026 Heard learned counsel for the petitioner and learned APP for the State.

2. The petitioner seeks bail in connection with Mohammadpur PS Case No. 31 of 2006 instituted for the offences under Section 47(A) of the Excise Act.

3. Prosecution case, in short, is that there is recovery of 400 liters spirit from Tata Truck.

4. Learned counsel for the petitioner submitted that present case is the case of misuse of privilege of bail earlier granted to the petitioner. Earlier the petitioner was granted bail on 27.07.2006, by this Court passed in Cr. Misc. No. 30991 of 2006. It is further submitted that on 27.05.2013, the bail bonds

WEB COPY

of the petitioner was cancelled as the petitioner is a rustic villager and has no idea of law. It has been submitted on behalf of the petitioner that the petitioner is in custody since 17.07.2026 and has four (4) criminal antecedents. Learned counsel further submitted that petitioner undertakes to abide by any conditions imposed by this Court, if released on bail.

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

6. Considering the aforesaid facts and circumstances of the case, the undertaking given by the petitioner as also the period of custody undergone by the petitioner, this Court is inclined to grant bail to the petitioner.

7. Let the petitioner be released on bail on furnishing bail bonds of Rs. 15,000/- (Rupees Fifteen Thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Mohammadpur PS Case No. 31 of 2006, subject to the following condition/s:-

(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 and shall not remain absent on two consecutive dates without sufficient cause.

WEB COPY

(III) The petitioner will not tamper with the evidence or the witnesses during the trial.

(IV) Petitioner shall not commit offence of similar nature in future.

(V) Petitioner shall not leave the territorial jurisdiction of the learned Court below without taking prior permission of the court concerned.

If any of the above conditions are violated, the Trial Court shall be at liberty to cancel the bail bonds of the petitioner.

(Rudra Prakash Mishra, J)

Raj Kishore/-

U		T	

WEB COPY