IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.56465 of 2026

Arising Out of PS. Case No.-288 Year-2021 Thana- RAJAOLI District- Nawada

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Guddu Yadav @ Ayush Raj Son of Maheshwari Yadav @ Maheshwar Prasad Yadav Resident of Village- Dularpura, P.S.- Rajouli, District- Nawada

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr.Man Mohan Kumar, Advocate
For the Opposite Party/s : Mr.Umanath Mishra, APP

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CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR JHA

ORAL ORDER

2 19-08-2026 Heard learned counsel for the petitioner and learned APP for the State.

02. In the present case, the petitioner seeks bail in connection with Rajouli P.S. Case No. 288 of 2021 registered for the alleged offences under Sections 30(a)(d)/41 of Bihar Prohibition and Excise Act.

03. As per prosecution case, in a drive against illicit liquor a raid was conducted on the bank of the river near Kumbhyatri Forest and some equipment for manufacturing of illicit liquor was found and a number of persons were fled away from the spot. When the raid was being conducted, recovery of 65 litres of country made liquor was made. The name of the petitioner transpired during investigation for being involved in the trade of illicit liquor.

04. Learned counsel for the petitioner submits that the

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petitioner is innocent and has been falsely implicated in this case. The name of the petitioner transpired on the saying of the local chaukidar, who identified the petitioner as one of the persons fled away from the place of occurrence. There is no substantive material to show his involvement. The petitioner was not apprehended from the spot and nothing incriminating has been recovered from his conscious possession. The petitioner has been made accused on saying of the local chaukidr along with a number of co-accused persons but there is no cogent material against the petitioner to show his complicity in the occurrence. The petitioner is having antecedent of four cases and he is on bail in all the cases. The petitioner is in custody since 01.07.2026 and charge sheet has been submitted.

05. Learned APP opposes the submission made on behalf of the petitioner.

06. Having regard to the facts and circumstances and submissions made on behalf of the parties and considering the fact that the petitioner was not apprehended from the spot and nothing incriminating has been recovered from his conscious possession and further considering the submission of charge sheet, the petitioner above named is directed to be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten Thousand)

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with two sureties of the like amount each to the satisfaction of learned Exclusive Special Court, Excise-2, Nawada/concerned Court in connection with Rajouli P.S. Case No. 288 of 2021, subject to the conditions mentioned in Section 480(3) of B.N.S.S. and also the following conditions :

(i) One of the bailors will be a close relative of the petitioner.

(ii) The petitioner will remain present on each and every date fixed by the court below.

(iii) In case of absence on three consecutive dates or in violation of the terms of the bail, the bail bond of the petitioner will be liable to be cancelled by the court concerned.

(Arun Kumar Jha, J)

DKS/-

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