

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.42372 of 2018**

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Pradeep Yadav, S/o Late Raghowanshi Yadav, Resident of Village-  
Patowdi, P.S.- Madanpur, District- Aurangabad.

.... .... Petitioner

Versus

The State of Bihar.

.... .... Opposite Party

=====

**Appearance :**

For the Petitioner/s : Mr.

For the Opposite Party/s : Mr.

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**CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH**

**ORAL ORDER**

2      17-07-2018      Heard learned counsel for the petitioner and learned APP for  
the State.

The petitioner is apprehending his arrest in a case  
registered under Section-30(a) of the Bihar Prohibition and Excise  
Act, 2016.

The prosecution case, in short, is that 10 liters wine is  
recovered.

It has been submitted on behalf of the petitioner that  
there is no allegation of tampering of witnesses alleged against the  
petitioner. The name of the petitioner has transpired as the alleged  
recovery is said to have been made from joint poultry farm of the  
petitioner. Except for this, there is no other substantive evidence to  
suggest the implication of the petitioner in this case. It is alleged  
that 10 liters wine is recovered from joint poultry farm of the



petitioner. Nothing incriminating has been recovered from the conscious possession of the petitioner. The petitioner had no knowledge regarding the alleged incident. There is no compliance of Section 100 Cr.P.C.

On behalf of the State, it is submitted that the petitioner is named in the F.I.R.

Considering the aforesaid facts and circumstances, let the petitioner, above named, in the event of arrest/surrender before the learned court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge-VII-cum-Special (Excise), Aurangabad in connection with Madanpur P.S. Case No. 130 of 2018, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

**(Sudhir Singh, J)**

A.K.V./-

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