

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.10551 of 2018

Arising Out of PS.Case No. -200 Year- 2017 Thana -PANDAU District- MADHUBANI

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1. NAGENDRA YADAV @ NAGENDRA KUMAR YADAV, Son of
Malhu Yadav, Resident of Village- Belahi, P.S.- Pandaul, District-
Madhubani.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Gagan Deo Yadav

For the Opposite Party/s : Mr. Bhanu Pratap Singh

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 27-02-2018 Heard the learned counsel for the petitioner and the
learned A.P.P. for the State.

This is an application for grant of anticipatory bail
in connection with Pandaul P.S. Case No.200 of 2017 registered
for the offence punishable under Sections 341, 323, 342, 379,
504, 506, 34 of the Indian Penal Code and 36(a) Bihar
Prohibition and Excise Act, 2016.

The allegation is regarding the informant, after
having assumed illicit liquor, assaulting the informant side. It is
further alleged that 750 ml of the illicit liquor was recovered
from a motorcycle standing at the place of occurrence.

The learned counsel for the petitioner submits that
neither the motorcycle belongs to him nor there is any recovery



from the possession of the petitioner. It is further submitted that the allegation of assault is also false inasmuch as there is no injury report on record.

Considering the nature of accusation and the fact that, prima facie, no case is made out for the offences punishable under the Excise Act, I deem it fit and proper to admit the petitioner herein to the privilege of anticipatory bail, in the event of his arrest or surrender before the court below within a period of six weeks from the date of receipt/production of a copy of this order on furnishing bail bond of Rs.10,000/- (rupees ten thousand) with two sureties of the like amount each to the satisfaction of Additional Sessions Judge-II cum Special Judge, Excise Act, Madhubani in connection with Pandaul P. S. Case No.200 of 2017, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Mohit Kumar Shah, J)

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