

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.43073 of 2019

Arising Out of PS. Case No.-31 Year-2017 Thana- SALAIYA District- Aurangabad

=====

Arun Yadav @ Arun Kumar Son of Ramvilas Yadav @ Bilash Yadav Resident
of Village-Jogiya, P.S.-Guruwa, District-Gaya.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr.Ashok Kumar Singh

For the Opposite Party/s : Mr.Murli Dhar

=====

**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA**

ORAL ORDER

3 30-09-2019 Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner apprehends his arrest in connection
with Salaiya Case No. 31 of 2017 registered under Section 30(a)
of the Bihar Excise Act.

The accusation is that on receiving secret
information about supply of liquor by Arun Yadav (petitioner),
Jitendra Yadav, Bindeshwar Yadav and Upendra Manjhi near the
Chalo mountain in village Jogiya and also selling the liquor in
village Pirwa Tole, Bidhanagar near West Chalo mountain by
Bindeshwar Yadav, Ranju Paswan, Sunil Yadav and
Budhbhuiya, the informant along with other police personal
reached there. On seeing the police party, four persons named in



the FIR including the petitioner succeeded to flee away from village Jogiya taking advantage of forest and hill. On search, 20 litres country made liquor kept in a plastic gallon was recovered from the ditch at village Jogiya. Thereafter, police party proceeded towards village Pirwa near Chalo mountain then on seeing the police party, four persons succeeded to flee away taking advantage of forest and hill. On search, 15 litres kept in one plastic gallon recovered from the ditch at village Pirwa. On query, the informant and other police personnel came to know about the eight persons named in the F.I.R. including the petitioner were involving in selling the liquor.

Learned counsel for the petitioner submits that petitioner was not apprehended at the spot, in fact, he is accused in similar nature of case, i.e., Salaiya Case No. 19 of 2018, in which, he is on bail, due to that reason, informant implicated the petitioner in the present case without any basis.

Having regard to the facts and circumstances of the case, let the above named petitioner be released on bail, in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Additional



Sessions Judge-VII-cum-Special Judge(Excise), Aurangabad, in
connection with Salaiya Case No. 31 of 2017, subject to the
condition as laid down under Section 438(2) of the Cr.P.C.

(Rajendra Kumar Mishra, J)

Bhardwaj/-

U		T	
---	--	---	--

