

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.16928 of 2020

Arising Out of PS. Case No.-2 Year-2020 Thana- CHERIYA BARIYARPUR District-
Begusarai

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YUVRAJ SINGH S/o Ramanuj Singh R/o village- Manjhaul Panchayat- 03
Purwari Tola, P.S.- Cheria Bariarpur, District- Begusarai

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Manoj Kumar

For the Opposite Party/s : Mr.Aditya Narayan Singh.1

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CORAM: HONOURABLE MR. JUSTICE S. KUMAR

ORAL ORDER

(The proceedings of the Court are being conducted through Video
Conferencing and the Advocates joined the proceedings through
Video Conferencing from their residence.)

3 20-10-2020

Heard learned counsel for the parties.

The petitioner apprehends his arrest in a case
registered for the offence punishable under Section 30(a) of the
Bihar Prohibition & Excise Act.

Allegation is recovery of 3887.64 litres foreign
liquor from a truck which was allegedly being boarded by the
accused persons including the petitioner. However, only the
driver of the aforesaid truck was apprehended and rest of the
accused persons managed to flee away.

It has been submitted on behalf of the petitioner that
petitioner is innocent and has falsely been implicated in this
case at the instance of his enemies. It is further submitted on



behalf of the petitioner that petitioner was neither apprehended on the spot nor anything was recovered from his possession, as such, no offence under Excise Act is made out against him. Petitioner has no criminal antecedent.

Considering the aforesaid facts and circumstances of the case, let the petitioner named above be released on anticipatory bail, in the event of his arrest or surrender before the court below within a period of four weeks from today, on furnishing bail bond of Rs. 20,000/- with two sureties of the like amount each to the satisfaction of learned court below where the case is pending in connection with Cheriya Bariyarpur P.S. Case No.02 of 2020 subject to the condition as laid down under Section 438(2) of the Cr.P.C with following conditions:-

(1) Bailors should be local having sufficient immovable property within the jurisdiction of the court concerned.

(2) Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the court.

(3) If the petitioner tampers with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioner.

(4) If the petitioner is found involved in similar nature



of offences, after his release on bail the trial court shall take
steps to cancel his bail bond.

(S. Kumar, J)

Sanjay/-

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