

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.17331 of 2020

Arising Out of PS. Case No.-222 Year-2019 Thana- NAWADA MUFFASIL District- Nawada

1. Chhotu Yadav @ Hulla Yadav @ Chotu Yadav @ Hulha @ Chhotu @ Hulla (male) aged about 22 years, S/o- Umesh Yadav
2. Laddu Yadav (male) aged about 40 years, S/o Late Alakhdeo Yadav both R/o- Village - Gorighat, P.S. - Muffasil, District - Nawada.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Birendra Kumar

For the Opposite Party/s : Mr.Rana Randhir Singh, APP

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 12-06-2020 Heard Mr. Birendra Kumar, learned counsel for the petitioners and Mr. Rana Randhir Singh, learned Additional Public Prosecutor appearing for the State through video conferencing.

Petitioners apprehend their arrest in connection with Muffasil P.S. Case No. 222 of 2019 registered for the offence punishable under Section 30(a) of the Bihar Prohibition and Excise Act, 2016.

The allegation against the petitioners is that Police got a secret information that some persons were indulged in manufacturing and selling of country made *mahua* wine near a river bank and proceeded towards the place of occurrence and



upon seeing the police party, four persons started fleeing away, however, Police apprehended one person namely, Amlesh Yadav and recovered a total quantity of 10 liters of country made *mahua* wine from a bush near the river bank.

Learned counsel for the petitioners submits that the petitioners have falsely been implicated in this case on the basis of their name being disclosed by the arrested co-accused person. Learned counsel further submits that the petitioners have got no criminal antecedent and no illicit liquor has been recovered from the conscious possession or the premises belonging to the petitioners.

Having regard to the submissions made by the parties and taking into consideration the fact that no illicit liquor has been recovered from the conscious possession of the petitioners or premises belonging to them, I am inclined to grant anticipatory bail to the petitioners.

Accordingly, in the event of their arrest or surrender before the court below within six weeks from today, petitioners, above named, shall be released on anticipatory bail on furnishing bail bond of Rs. 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of learned Addl. District & Sessions Judge II -cum-Special Judge,



Nawada in connection with Muffasil P.S. Case No. 222 of 2019 ,
subject to the condition as laid down under Section 438 (2) of
the Code Of Criminal Procedure.

It is made clear that at the time of furnishing bail
bonds all the parties shall follow the guidelines regarding
lockdown and social distancing.

(Anil Kumar Sinha, J)

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