

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.18358 of 2021**

Arising Out of PS. Case No.-331 Year-2020 Thana- GOVERNMENT OFFICIAL COMP.  
District- Gopalganj

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Pradeep Kumar Yadav Son Of Kamaldev Yadav Resident Of Village-Sirsa  
Sirah, Ps-Baikunthpur, District-Gopalganj

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Dhramveer  
For the Opposite Party/s : Mr. A.G.

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**CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR**  
**ORAL ORDER**

2      20-12-2021                      Heard learned counsel for the petitioner and  
  
learned APP for the State.

Learned counsel for the petitioner is expected  
  
to honour his undertaking given in the instant case for  
  
depositing the requisite court fee and to remove the  
  
defects as pointed out by the office when called upon to  
  
do so by the office.

The petitioner is apprehending his arrest in a  
  
case registered for the offences punishable under  
  
Sections 30(a) of the Bihar Excise and Prohibition Act.

There is recovery of 216 litres of Indian made



foreign liquor from a Hundai car. The petitioner is alleged to have fled away from the place of seizure.

It is submitted by learned counsel for the petitioner that petitioner has not been apprehended from the spot. Nothing has been recovered from the conscious possession of the petitioner and only on the basis of confession of the apprehended accused the petitioner has been roped in the present case. Moreover, the seized vehicle does not belong to the petitioner. The details regarding ownership of the vehicle has been produced by the petitioner before the Court. Let it be kept on record. A statement has been made in para 3 of the petition that petitioner has no criminal antecedent.

In the facts and circumstance of the case, let the petitioner, above named, in the event of his arrest or surrender before the Court below within a period of four weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 10,000/-(Ten Thousands) with two sureties of the like amount each to the



satisfaction of learned Additional District & Sessions  
Judge-II, Gopalganj in connection with Excise Case No.  
331 of 2020, subject to the conditions as laid down  
under Section 438(2) of the Cr.P.C.

**(Sunil Kumar Panwar, J)**

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