

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.21647 of 2021

Arising Out of PS. Case No.-139 Year-2020 Thana- SIDHWALIYA District- Gopalganj

Rupesh Yadav Son of Ramashish Yadav @ Ramashish Ray Resident of Village- Math Banwari, Police Station- Pipra Kothi, District- East Champaran.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Umesh Kumar Singh, Advocate

For the Opposite Party/s : Mr. APP

CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

2 30-11-2021 Let the defects, if any, be removed within four weeks of the complete start of the physical Court.

Heard learned counsel for the petitioner and learned Additional Public Prosecutor for the State.

The petitioner is apprehending his arrest in a case registered for the offences punishable under Sections 30(a)/41(1) of the Bihar Prohibition and Excise Act.

Submission is that name of the petitioner surfaced in the confessional statement of co-accused from whose possession liquor was recovered. The motorcycle on which liquor was there is not of the petitioner nor the liquor was of the petitioner.

Considering the fact that there is no direct material against the petitioner, let the petitioner, above named, in the



event of his arrest or surrender before the Court below within a period of thirty days from the date of receipt of the order, be released on anticipatory bail on furnishing bail bond of Rs. 20,000/- (rupees twenty thousand) with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending in connection with Sidhwaliya P.S. Case No. 139 of 2020, subject to the condition as laid down under Section 438 (2) of the Code of Criminal Procedure as well as subject to the following conditions:

(a) Both the bailors shall be the resident of territorial jurisdiction of the learned Court-below.

(b) The petitioner shall fully cooperate with the investigation/trial of the case, failing which the court below shall be at liberty to cancel the bail bond of the petitioner.

(Birendra Kumar, J)

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