

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.12181 of 2022**

Arising Out of PS. Case No.-395 Year-2021 Thana- BHORE District- Gopalganj

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BULLET YADAV, Male, aged about 33 years, Son of Sri Kishun Yadav @  
Shri Kishun Chaudhri, Resident of Village- Luhshi, P.S.- Bhore, District-  
Gopalganj.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

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**Appearance :**

For the Petitioner : Mr. Vyas Kumar Mishra, Advocate  
For the Opposite Party : Mr. Nand Kumar, A.P.P.

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**CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH**  
**ORAL ORDER**

2      25-03-2022                      Heard learned counsel for the petitioner and learned  
counsel for the State through Virtual mode.

Learned counsel for the petitioner is directed to  
remove the defects, as pointed out by the office, within a period  
of four weeks.

The petitioner is apprehending his arrest in connection  
with Bhorey P.S. Case No. 395 of 2021 for the offence  
registered under Section 30(a) of the Bihar Prohibition and  
Excise (Amendment) Act, 2018.

The prosecution story, in brief, is that total 511.4 liters  
wine is recovered by the side of the road.



It has been submitted by learned counsel for the petitioner that the petitioner has falsely been implicated in the present case. There is no allegation of tampering with the witnesses alleged against the petitioner. It is alleged that 511.4 liters wine is recovered by the side of the road. The name of the petitioner has transpired in the present case on the basis of disclosure made by local *Choukidar*. Except for this, there is no other substantive evidence to suggest the implication of the petitioner in this case. Nothing incriminating has been recovered from the conscious possession of the petitioner. The petitioner had no knowledge regarding the alleged incident. There is no compliance of Section 100 Cr. P.C.

On behalf of the State, it is submitted that the petitioner is named in the F.I.R/ Complaint Case.

Considering the aforesaid facts and circumstances of the case, let the petitioner above named, in the event of arrest or surrender before the learned court below within a period of twelve weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Additional District and Sessions Judge-II-cum-Special Judge, Excise, Gopalganj, in connection with Bhorey



P.S. Case No. 395 of 2021, subject to the conditions as laid  
down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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