

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.27281 of 2021

Arising Out of PS. Case No.-141 Year-2020 Thana- LAUKAHI District- Madhubani

Prabhu Yadav Son of Chandeshwar Yadav @ Chandrashekhar Yadav Resident
of Village - Kishanpatti, P.S.- Ghoghardiha, Distt.- Madhubani.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ratanakar Jha

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

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 31-01-2022 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 272, 273, 414/34 of the Indian Penal Code and
Section 30(a), 41 of the Bihar Prohibition & Excise Act.

There is recovery of 202.05 litres of Indian



made foreign liquor from a truck and a Scorpio vehicle. The apprehended person disclosed the name of the petitioner.

It is submitted by learned counsel for the petitioner that petitioner was not apprehended from the spot. Nothing has been recovered from the conscious possession of the petitioner. The petitioner has been made accused in this case only on the confession of the apprehended accused person. The petitioner has no concern either with the seized contraband or Scorpio or truck or the apprehended accused person. A statement has been made in para 3 of the petition that petitioner is accused in two other cases of similar nature apart from the present case.

Considering the fact that petitioner is accused in two other cases of similar nature apart from the present one, this Court is not inclined to grant anticipatory bail to the petitioner.

However, if the petitioner surrenders within a



period of four weeks from today and pray for regular bail, the same may be considered by the learned Court below, keeping in view the facts stated above and without being prejudiced by the order of this Court.

With the aforesaid observation/direction, the petition stands disposed off.

(Sunil Kumar Panwar, J)

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