

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.21876 of 2022

Arising Out of PS. Case No.-41 Year-2022 Thana- UDWANTNAGAR District- Bhojpur

1. PINTU YADAV @ PINTU KUMAR Son of Jang Bahadur Yadav @ Bahadur Yadav R/o Vill.- Masadh Tila, P.S.- Udwanthnagar (Gaj), Dist.- Bhojpur
2. Deepu Yadav Son of Jang Bahadur Yadav @ Bahadur Yadav R/o Vill.- Masadh Tila, P.S.- Udwanthnagar (Gaj), Dist.- Bhojpur
3. Jang Bahadur Yadav @ Bahadur Yadav Son of Late Ramchandra Yadav R/o Vill.- Masadh Tila, P.S.- Udwanthnagar (Gaj), Dist.- Bhojpur
4. Bijendra Yadav @ Bhaju Yadav Son of Late Amira Yadav R/o Vill.- Masadh Tila, P.S.- Udwanthnagar (Gaj), Dist.- Bhojpur
5. Sajan Yadav @ Sanjay Kumar Son of Bijendra Yadav @ Bhaju Yadav R/o Vill.- Masadh Tila, P.S.- Udwanthnagar (Gaj), Dist.- Bhojpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Manoj Kumar, Advocate
For the Opposite Party/s : Mr.Madan Kumar, APP

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

3 27-06-2022 Heard learned counsel for the petitioners and learned
A.P.P. for the State.

The petitioners apprehend their arrest in a case
registered for the offences punishable under Section 30(a) of the
Bihar Excise Act.

Learned counsel for the petitioners submits that the
petitioners are persons with clean antecedent and allegation is of
total recovery of 100 litres of liquor from the bank of Banas
river.



Learned counsel for the petitioners submits that the petitioners were not apprehended from the spot as such nothing was recovered from their conscious possession and even the alleged recovery is from a place near Banas river, it is next submitted that the name of the petitioners was disclosed by the *chowkidar* with whom they were on an inimical term.

Learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioners.

Considering the submissions made by the learned counsel for the petitioners, the petitioners above-named, in the event of their arrest or surrender before the learned Court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 5,000/- (Rupees Five Thousand) each with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending/successor court in connection with Udawantnagar P.S. Case No. 41 of 2022 subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

(Satyavrat Verma, J)

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