

**IN THE HIGH COURT OF JUDICATURE AT PATNA  
CRIMINAL MISCELLANEOUS No.37803 of 2021**

Arising Out of PS. Case No.-40 Year-2021 Thana- OBRA District- Aurangabad

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UPENDRA YADAV @ UPENDRA KUMAR @ UPENDRA KUMAR  
YADAV Son of Rajnandan Singh Resident of Village - Imamwada Road, P.S.-  
Obra, District - Aurangabad.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Amit Anand, Advocate

For the Opposite Party/s : Mr. Pramod Kumar Pandey, A.P.P.

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**CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA**  
ORAL ORDER

2      15-06-2022                      Heard learned counsel for the petitioner and learned  
A.P.P. for the State.

The petitioner apprehends his arrest in a case registered for the offence punishable under Section 30(a) of the Bihar Prohibition and Excise (Amendment) Act, 2018.

Learned counsel for the petitioner submits that the petitioner is a person with clean antecedent.

Allegation is of recovery of 215.690 litre of liquor from a house which is alleged to belong to the petitioner.

Learned counsel for the petitioner further submits that petitioner was not apprehended from the spot, as such, nothing was recovered from the conscious possession of the petitioner nor the house from which the liquor is alleged to have been recovered belong to the petitioner.



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

Considering the submissions made by the learned counsel for the petitioner, the petitioner above-named, in the event of his 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) 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 Obra P.S. Case No. 40 of 2021 arising out of ABP No. 266 of 2021, subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

**(Satyavrat Verma, J)**

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