

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.55325 of 2021**

Arising Out of PS. Case No.-49 Year-2021 Thana- GOVERNMENT OFFICIAL COMP.
District- Bhagalpur

=====

PRADEEP KUMAR YADAV Son of Late Shivram Yadav Resident of Village
- Koylaghat, P.s.- Adampur and Distt.- Bhagalpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr.Madan Mohan, Adv.
For the Opposite Party/s : Mr.Madhuri Lata, Adv.

=====

**CORAM: HONOURABLE MR. JUSTICE SANJEEV PRAKASH
SHARMA**

ORAL ORDER

2 23-02-2022 Heard the parties.

The petitioner apprehends his arrest in connection with Excise P.S. Case No. 49 of 2021 registered for the offence under Sections 30 (a) of the Bihar Prohibition and Excise Act, 2016.

Learned counsel for the petitioner submits that recovery of liquor has been made from the tenant of the petitioner and merely because of petitioner is the owner of the house, offence under Section 30 (a) is not made out against the petitioner.

Taking into consideration the aforesaid aspects, prima facie no case under Section 30 (a) is made out against the petitioner, I am inclined to grant benefit of anticipatory bail to



the above named petitioner and in the event of arrest he shall be released on bail, subject to the conditions as laid down under Section 438 (2) of the Cr.P.C. as well as the following conditions:-

1. The above named applicant, furnish personal bond of Rs. 20,000/- (Twenty thousand only) with his recent self-attested photograph and surety of the like amount on the following conditions at the satisfaction of the investigating officer.

2. The applicant shall cooperate with the investigation and make himself available for interrogation whenever required.

3. The applicant shall not directly or indirectly make any inducement, threat or promise to any witness acquainted with the facts of the case so as to dissuade him from disclosing such facts to the court or to any police officer,

4. The applicant shall not obstruct or hamper the police investigation and not to play mischief with the evidence collected or yet to be collected by the police;

5. The applicant shall not leave the territory of Bhagalpur (District name) without prior permission of the court, till trial is over;

6. The applicant shall maintain law and order;



7. The applicant shall, at the time of execution of the bond, furnish his address and mobile number to the investigating officer, and the court concerned, and shall not change the residence till the final disposal of the case;

8. The applicant shall surrender his passport, if any, before the investigating officer within a week and, if he does not possess any passport, he shall file an affidavit to that effect before the investigating officer;

9. The applicant shall regularly remain present during the trial and cooperate with the Hon'ble court to complete the trial for the above offences.

(Sanjeev Prakash Sharma, J)

pravinkumar/-

U		T	
---	--	---	--

