

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.47842 of 2022

Arising Out of PS. Case No.-186 Year-2021 Thana- ROSHANGANJ District- Gaya

1. RAJ KUMAR YADAV @ RAJ KUMAR @ RAM KUMAR S/o Butu Yadav
R/o village- Koshrahi, P.S.- Hunterganj, District- Chatra (Jharkhand)
2. Saket Yadav @ Rakesh Yadav S/o Sahdeo Yadav R/o village- Koshrahi, P.S.-
Hunterganj, District- Chatra (Jharkhand)

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. S. Jamil Akhtar, Advocate

For the Opposite Party/s : Mr. Ram Bilash Roy Raman, APP

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 04-11-2022 Heard learned counsel for the petitioners and learned
A.P.P. for the State through virtual Court proceedings.

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
petitioner no.1 is a person with clean antecedent and petitioner
no.2 has antecedent of one case and allegation is of recovery of
40 litres of liquor from a Hero Honda Motorcycle.

Learned counsel for the petitioners submits that the
petitioners were not apprehended from the spot as such nothing
was recovered from their conscious possession, it is next



submitted that petitioners are neither the owner nor the driver of the alleged vehicle and they came to be implicated at the instance of chowkidar with whom they are 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 trial court within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 1,000/- (Rupees One Thousand) to petitioner no.1 and Rs. 10,000/- (Rupees Ten Thousand) to petitioner no.2 with two sureties of the like amount each to the satisfaction of the learned trial court where the case is pending/successor court in connection with Roshanganj P.S. Case No. 186 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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