

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.49110 of 2022**

Arising Out of PS. Case No.-533 Year-2018 Thana- MASAUDHI District- Patna

RAJ NANDAN YADAV Son of Ali yadav Resident of Village - Chulhayee  
Chak, P.S.- Masaurhi, District - Patna.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Ajay Kumar Sinha

For the Opposite Party/s : Mr.Anand Kishore Choudhary

**CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN**  
**ORAL ORDER**

2      04-11-2022      Heard the parties through virtual court proceedings.

Learned counsel for the petitioner is directed to remove  
the defects within four weeks.

The petitioner apprehends his arrest in connection with  
Masaurhi P.S. Case No.533 of 2018, registered for the offence  
punishable u/s 30(a) of the Bihar Prohibition and Excise Act.

Allegedly 150 litres of illicit liquor and other wine  
making articles is said to have been recovered from the spot. It  
is alleged that petitioner is a member of the syndicate involved  
in manufacturing of illicit liquor.

It is submitted by learned counsel for the petitioner that  
petitioner is quite innocent and has not committed any offence  
as alleged in the FIR. He has not been apprehended on the spot  
nor any incriminating article has been recovered from his



conscious physical possession. He has been made accused in this case only on suspicion. He has no concern with the recovery of the illicit liquor or any trade of liquor. The said recovery has not been made from the house of the petitioner. Similarly situated co-accused has been granted bail by a co-ordinate Bench of this Court vide order dated 23.01.2019 passed in Cr. Misc. No.1594 of 2019. Petitioner has no criminal antecedent.

Having regard to the facts and circumstances of the case, since petitioner is a member of the syndicate involved in manufacturing of illicit liquor, I am not inclined to enlarge him on bail. The prayer for grant of anticipatory bail on his behalf is hereby rejected.

This application is accordingly dismissed.

**(Anjani Kumar Sharan, J)**

pallavi/-

|   |  |   |  |
|---|--|---|--|
| U |  | T |  |
|---|--|---|--|

