

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.56512 of 2022**

Arising Out of PS. Case No.-295 Year-2021 Thana- SIMRI District- Darbhanga

SAROJ YADAV Son of Rajeshwar Yadav Resident of Village - Aura, P.S.-  
Madhwapur, District - Madhubani.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Nawal Kishor Prasad  
For the Opposite Party/s : Mrs.Gulnar Begum

**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH**  
**ORAL ORDER**

2      02-12-2022                      Heard learned counsel for the petitioner and the State.

Petitioner apprehends his arrest in a case registered for the offence punishable under Section 420 and some other ancillary Sections of the Indian Penal Code and under Section 30 (a), 41(i) (ii) of the Bihar Prohibition & Excise Act.

As per the prosecution case, 1967.400 liters of foreign liquor has been recovered from a Mahindra TUV 300 vehicle and a truck.

Learned counsel appearing for the petitioner submits that petitioner is innocent and has falsely been implicated in the case. No incriminating article has been recovered from the conscious possession of the petitioner and he is no way concerned with the alleged recovery. Petitioner is neither driver nor owner of the vehicle in question. Petitioner has got clean



antecedent.

Learned counsel appearing for the State opposes the prayer for anticipatory bail.

Considering the facts of the case, nature of accusation and clean antecedent of the petitioner, let the petitioner, above named, in the event of his arrest/ surrender within a period of six weeks from today shall be enlarged on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Special Judge, Excise Act, Darbhanga in connection with Simri PS case No. 295/ 2021, subject to conditions laid down u/s 438(2) of the Cr. P. C.

**(Prabhat Kumar Singh, J)**

BKS/-

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