

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.67465 of 2022**

Arising Out of PS. Case No.-303 Year-2022 Thana- EKMA District- Saran

Mithilesh Yadav Son Of Akshaybar Yadav R/O Village- Ekari, P.S.- Ekma,
District- Saran At Chapra

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Krishna Kumar Yadav

For the Opposite Party/s : Mr.Sharda Kumari

**CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER**

2 09-12-2022 Heard learned counsel for the petitioner and

learned APP for the State.

The instant application for anticipatory bail has been filed by the petitioner apprehending his arrest in connection with Ekma P.S. Case no. 303 of 2022 instituted for the offence under Sections 30(a) and 41(I) (II) of the Bihar Excise Prohibition Act, 2018.

Prosecution case relates to recovery of 20 litres country made liquor from open place

Learned counsel appearing on behalf of the petitioner has submitted that petitioner is innocent and has committed no offence. He has no concern either with



the alleged recovery or with the place of occurrence. The name of petitioner sprang up in this case on the basis of secret information. Neither the petitioner was arrested nor any incriminating article has been recovered from his possession.

Learned APP appearing for the State has opposed the prayer of Bail.

Having heard learned counsel for the parties and in the facts and circumstances of the case as stated above, this Court is inclined to enlarge the petitioner on bail. The petitioner is directed to surrender in the Court below within a period of four weeks from today and in the event of his arrest or surrender in connection with Ekma P.S. Case no. 303 of 2022, he will be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge, II, Cum 1st Special Judge, Excise, District Saran at Chapra subject to the conditions as laid down under section



438(2) of the Cr.P.C.

(Sunil Kumar Panwar, J)

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