

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.66184 of 2022

Arising Out of PS. Case No.-474 Year-2022 Thana- UDWANTNAGAR District- Bhojpur

1. SRI RAM YADAV Son of Ram Bahadur Yadav R/v- Asni, P.S.-
Udawanagar, District- Bhojpur
2. BUCHUL YADAV @ RAKESH KUMAR Son of Ashok Singh R/v- Asni,
P.S.- Udawanagar, District- Bhojpur
3. SATISH SINGH Son of Badri Singh @ Radhe Shyam Singh R/v- Asni, P.S.-
Udawanagar, District- Bhojpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Prabhat Kumar Singh, Advocate
For the Opposite Party/s : Mr. Kumar Ranjit Ranjan, A.P.P.

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 06-12-2022 Heard learned counsel for the petitioners and learned
A.P.P. for the State.

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
petitioners are persons with clean antecedent and allegation is of
recovery of 230 liters liquor from a place behind house of
petitioner no.1 along with 1400 liters mahua from the bank of
river Banas which was destroyed at the spot.

Learned counsel for the petitioners submits that
petitioners were not apprehended from the spot as such nothing



was recovered from their conscious possession, it is next submitted that even the alleged recovery is from a place which does not belong to the petitioners and they came to be implicated based on secret information which is the easiest way to implicate someone when admittedly, petitioners are persons with clean antecedent.

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) each 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 Udawantnagar P.S. Case No 474 of 2022 subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

(Satyavrat Verma, J)

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