

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.17777 of 2023

Arising Out of PS. Case No.-86 Year-2022 Thana- NAUTAN District- Siwan

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AMARNATH YADAV SON OF SRIRAM YADAV @ SRIRAM
CHAUDHARY @ SRIRAM AHIR RESIDENT OF VILLAGE -
TILMAPUR, P.S. - NAUTAN, DISTT. - SIWAN

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Raghav Prasad, Advocate

For the Opposite Party/s : Mr. Umanath Mishra, APP

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CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 10-05-2023 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner apprehends his arrest in a case
registered for the offences punishable under Section 30(a) of the
Bihar Excise Act.

Learned counsel for the petitioner submits that the
petitioner had antecedent of one case and allegation is of
recovery of 288 liters of liquor from four motorcycles as
detailed in the FIR.

Learned counsel for the petitioner submits that the
petitioner was not apprehended from the spot as such nothing
was recovered from his conscious possession, it is next
submitted that petitioner would neither the owner nor the driver



of any of the motorcycles and he came to be implicated based on secret information, which is the easiest way to implicate someone. It is further submitted that since petitioner had one antecedent as such, police in order to save the real culprit falsely implicated the petitioner based on secret information.

Learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioner.

Considering the submissions made by the learned counsel for the petitioner, the petitioner above-named, in the event of his 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. 5,000/- (Rupees five Thousand) with two sureties of the like amount to the satisfaction of the learned trial court where the case is pending/successor court in connection with Nautan P.S. Case No. 86 of 2022 subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

(Satyavrat Verma, J)

Adnan/-

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