

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.22899 of 2023**

Arising Out of PS. Case No.-458 Year-2022 Thana- GOVERNMENT OFFICIAL COMP.  
District- Nawada

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DINESH YADAV SON OF LATE KULDEEP YADAV RESIDENT OF  
VILLAGE CHETABIGHA, PS AKBARPUR , DIST NAWADA

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Sheo Kumar Prasad, Advocate  
For the Opposite Party/s : Ms. Rita Verma, APP

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**CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA**  
**ORAL ORDER**

2      15-05-2023                      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 Sections 30(a) and  
30(c) of the Bihar Excise Act.

Learned counsel for the petitioner submits that the  
petitioner has antecedent of one case and allegation is of  
recovery of 40 liters of liquor from Nandlal Bigaha village  
along with 3000 KG of fermented Mahua.

Learned counsel for the petitioner submits that the  
petitioner was not arrested from the spot as such nothing was  
recovered from his conscious possession, it is next submitted  
that petitioner came to be implicated based on confessional



statement of co-accused, Kishori Yadav, in police custody which does not have any evidentiary value.

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 each to the satisfaction of the learned trial court where the case is pending/successor court in connection with Excise P.S. Case No. 458 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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