

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.4771 of 2024**

Arising Out of PS. Case No.-859 Year-2023 Thana- Excise P.S. District-
Lakhisarai

=====

Mukesh Kumar Yadav SON OF Kamal Yadav RESIDENT OF VILLAGE-
SANTAR MOHALLA, WARD NO. 13, PS AND DIST- LAKHISARAI

... .. Petitioner/s

Versus

The State of Bihar BIHAR

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr.Mayank Bilochan, Adv.

For the Opposite Party/s : Mr.Sangeeta Sharma, APP

=====

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

- 2 13-02-2024 1. Heard learned counsel for the petitioner and the
learned A.P.P. for the State.
2. The petitioner seeks bail in anticipation of his arrest
in a case registered for the offenses punishable under Section
30(a) of the Bihar Prohibition and Excise Amendment Act.
3. The learned counsel appearing for the petitioner
submits that the petitioner has antecedent of three cases and the
allegation is of recovery of 73.785 liters of liquor from garbage
dung.
4. The learned counsel for the petitioner next submits
that the petitioner came to be implicated at the instance of local
people but then the name of the local people in the F.I.R. is not
disclosed which cast aspersion on the case of the prosecution. It
is next submitted that it appears that in order to save the real



culprit, the police has implicated the petitioner because of his antecedent when admittedly the petitioner was not present on the place of occurrence.

5. The learned A.P.P. opposes the anticipatory bail application of the petitioner.

6. 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 court below within a period of six weeks, is directed to be released on bail on furnishing bail bonds of Rs. 15,000/- (Fifteen thousand) with two sureties of the like amount each to the satisfaction of the learned Additional District and Sessions Judge-V -cum- Special Excise Court No.2, Lakhisarai in connection with Excise P.S. Case No. 859C2 of 2023 subject to the conditions laid down under Section 438(2) of the Cr.P.C.

(Satyavrat Verma, J)

brajesh/-

U		T	
---	--	---	--

