

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.10626 of 2024

Arising Out of PS. Case No.-474 Year-2023 Thana- JOGAPATTI District- West Champaran

Mantu Yadav @ Mintu Yadav, male, aged about 35 years, S/o Ramakant Yadav @ Ramashankar Yadav, R/o Village- Mujauna, P.S- Nadi, Distt.- West Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Bimlesh Kumar Pandey, Advocate

For the Opposite Party/s : Mr. Manoj Kumar, APP

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 29-02-2024 1 Heard learned counsel for the petitioner and learned A.P.P. for the State.

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

3 Learned counsel for the petitioner submits that the petitioner has antecedent of eight cases and allegation is of recovery of 16.020 litres of liquor from two motorcycles as detailed in the FIR.

4 Learned counsel for the petitioner submits that the petitioner was not arrested from the spot as such nothing was recovered from his conscious possession and is not the owner of any of the seized vehicles and he came to be implicated based



on confessional statement of apprehended accused in police custody which does not have any evidentiary value. It is next submitted that it appears that the police falsely got the petitioner implicated because of his antecedent based on confessional statement.

5 Learned A.P.P. for the State opposes the prayer for anticipatory bail 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 learned trial court within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 40,000/- (Rupees Forty 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 Yogapatti P.S. Case No. 474 of 2023 subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

(Satyavrat Verma, J)

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