

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.24759 of 2024

Arising Out of PS. Case No.-333 Year-2023 Thana- MANJHI District- Saran

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Akhilesh Kumar Yadav @ Putul Yadav S/O Late Baijnath Yadav R/O Village-
Cairatpur, P.S- Manjhi, Distt.- Saran.

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Ms. Mili Kumari
For the Opposite Party/s : Mr. Atul Chandra

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CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

- 2 04-04-2024 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 offence punishable under Section 30(a) of Bihar Prohibition
and Excise Act, 2016.
3. Learned counsel for the petitioner submits that
petitioner has antecedent of one case and allegation is of recovery of
100 litres of liquor from a Boat. It is next submitted that petitioner
was not arrested from the spot as such nothing was recovered from
his conscious possession and even alleged recovery is from a place
which does not belong to the petitioner and he is not the owner of the
boat. It is further submitted that the police in mechanical manner
implicates either at the instance of local people or the chowkidar but
then if the local person was aware of the involvement of the
petitioner in the occurrence then why he did not inform the police



prior to institution of the instant F.I.R., which casts an aspersion on the case of the petitioner.

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

5. 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 Court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.5000/- (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 Manjhi P.S. Case No.333/2023, subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

6. It is made clear that the learned trial court before accepting the bail bonds of the petitioner shall verify the criminal antecedents of the petitioner and in the event if it is found that petitioner has antecedent of more than one case, in that event, the present anticipatory bail order shall not be given effect to.

(Satyavrat Verma, J)

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