

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.36636 of 2024**

Arising Out of PS. Case No.-109 Year-2023 Thana- LAUKAHA District- Madhubani

Krishan Kumar Yadav, Son of Ramashish Yadav Resident of Village- Belha  
P.S- Lokaha (Lalmaniya), District- Madhubani

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Ratnakar Jha

For the Opposite Party/s : Mr.Shailendra Kumar

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

2      21-06-2024                      1. Heard learned counsel for the petitioner and  
learned APP for the State.

2. The petitioner seeks bail in anticipation of his  
arrest in a case registered for the offences punishable under  
Sections 272 and 273 of the I.P.C. and Section 30(a) of the  
Excise Act.

3. The learned counsel for the petitioner submits  
that the petitioner is a person with clean antecedent and the  
allegation is of recovery of 375ml of liquor from a  
motorcycle.

4. The learned counsel for the petitioner submits  
that petitioner was not arrested from the spot, as such,



nothing was recovered from his conscious possession and he came to be implicated based on the fact that he is owner of the seized vehicle. It is next submitted that no prudent person would use his own vehicle for committing a crime and thus, would create evidence against himself and hence, would get implicated. It is further submitted that petitioner was completely unaware that Arvind Kumar Yadav would misuse the vehicle in the manner as alleged as he was also apprehended at the spot.

5. Learned A.P.P. opposes the bail application.

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 Court below within a period of ten weeks, is directed to be released on bail on his furnishing bail-bonds in the sum of Rs.500/- (Rupees Five Hundred) with two sureties of the like amount each to the satisfaction of the learned Special Judge, Excise Act, Jhanjharpur, Madhubani in connection with Laukaha (Lalmaniya) P. S. Case No.109 of 2023, subject to the conditions laid down under Section 438(2) of



the Cr.P.C.

7. The application stands allowed.

8. It is made clear that the learned trial Court before accepting the bail bonds of the petitioner shall verify the criminal antecedent of the petitioner and in the event, if it is found that petitioner has antecedent of even one case, in that event, the present anticipatory bail application shall not be given effect to.

**(Satyavrat Verma, J)**

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