

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.36690 of 2024

Arising Out of PS. Case No.-101 Year-2024 Thana- GOPALPUR District- Bhagalpur

Sudhir Kumar Yadav @ Laddu Yadav, son of Hari Yadav Village- Tintanga
Karari Balutola Ps- Gopalpur Dist- Bhagalpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Pankaj Kumar

For the Opposite Party/s : Mr.Madan 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
Section 30(a) of the Excise Act and Section 25(1-B) of the Arms
Act.

3. The learned counsel for the petitioner submits that
the petitioner has antecedent of one case and the allegation is of
recovery of 24.375 litres of liquor along with one country-made
firearm from the house of the petitioner.

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 the police in order
to give a serious colour to the case falsely alleged that a



country-made pistol was also recovered.

5. Learned A.P.P. opposes the anticipatory bail application and submits that there is specific allegation against the petitioner that a country-made firearm was also recovered from his house and though it has been submitted that petitioner was not present in his house when the raid took place, but then, the anticipatory bail application is completely silent with respect to the defence of the petitioner i.e. there is no pleading to the effect that where the petitioner was when the raid was conducted.

6. Considering the submission made by the learned A.P.P., the Court is not inclined to extend the privilege of anticipatory bail to the petitioner.

7. Accordingly, the prayer of the petitioner for anticipatory bail is rejected.

(Satyavrat Verma, J)

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