

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.55088 of 2024**

Arising Out of PS. Case No.-86 Year-2011 Thana- Excise P.S. District- Gaya

Rajdeo Yadav @ Rajdev Yadav Son of Baleshwar Yadav Resident of Vill-  
Chahal, P.S.- Atri, District- Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Gajendra Kumar Singh, Advocate  
For the Opposite Party/s : Mr. Manoj Kumar, A.P.P.

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

- 2      07-08-2024                      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 47(a) and (f) of the Bihar  
Prohibition and Excise Act.
3. Learned counsel for the petitioner submits that  
petitioner is a person with clean antecedent.
4. Allegation is of recovery of 35 litres of liquor along  
with 8 Kg. of Jawa Mahua from an abandoned place near the bond.
5. Learned counsel for the petitioner submits that  
petitioner was not arrested from the spot, as such, nothing was  
recovered from his conscious possession and even the alleged  
recovery is from a place which does not belong to the petitioner and  
is accessible to public at large. It is further submitted that petitioner  
came to be implicated based on the secret information which is the  
easiest way to implicate someone, when petitioner admittedly is a



person with clean antecedent.

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

7. Considering the submissions made by the learned counsel for the petitioner, let 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.500/- (Rupees Five Hundred) with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending/successor court in connection with Excise Case No. 86 of 2011, subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

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

(Satyavrat Verma, J)

Kundan/-

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