

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.53818 of 2024

Arising Out of PS. Case No.-246 Year-2023 Thana- ARA MUFFSIL District- Bhojpur

Teju Kumar @ Teju Yadav, Son Of Santosh Yadav, R/V- Bhasni, P.S.-
Udwanthnagar, Dist.- Bhojpur

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Akash Kumar Mishra
For the Opposite Party/s : Mr.Sanjay Kumar Tiwary

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

- 2 05-08-2024 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.
- 3.The learned counsel for the petitioner
submits that the petitioner is a person with clean
antecedent and the allegation is of recovery of 45
litres of liquor from a splendor 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 is not the owner of the



seized motorcycle and he came to be implicated based on confessional statement of Raju Kumar in police custody, which does not have any evidentiary value, when admittedly petitioner is a person with clean antecedent.

5.Learned A.P.P. opposes the anticipatory 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 six 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 Exclusive Special Excise Court No.1, Bhojpur, Ara in connection with Ara Muffasil P. S. Case No.246 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 order shall not be given effect to.

(Satyavrat Verma, J)

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