

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.54116 of 2024**

Arising Out of PS. Case No.-136 Year-2024 Thana- KOTWA District- East Champaran

Murat Yadav @ Murat Paswan Son of Bhikhar Yadav R/V- Village- Naya  
Tola, P.S.- Kotwa (BHOPATPUR O.P.), Distt.- East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Abhishek Kumar

For the Opposite Party/s : Mr. Mritunjay Kumar Nirala

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

2      06-08-2024                      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 offence punishable under Section 30(a) of  
Bihar Prohibition and Excise Act.

3. Learned counsel for the petitioner submits that  
petitioner has antecedent of three cases and allegation is of  
recovery of 11.500 litres of liquor from the house of Amod  
Paswan and Pramod Paswan. 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  
came to be implicated at the instance of apprehended accused in  
police custody, which does not have any evidentiary value.



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.15000/- (Rupees fifteen 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 Kotwa P.S. Case No.136/2024, 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 three cases, in that event, the present anticipatory bail order shall not be given effect to.

**(Satyavrat Verma, J)**

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