

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.55336 of 2024**

Arising Out of PS. Case No.-140 Year-2024 Thana- TILAUTHU District- Rohtas

Manjee Yadav @ Ram Pravesh Yadav, Son of Nathuni Yadav R/V-  
VILLAGE- SAINA, P.S.- TILAUTHU, DISTT.- ROHTAS

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Babu Nandan Prasad, Advocate.

For the Opposite Party/s : Mr.Anand Kishore Choudhary, APP.

**CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH**  
**ORAL ORDER**

3      29-11-2024                      Heard Mr. Babu Nandan Prasad, learned counsel  
appearing on behalf of the petitioner and Mr. Anand Kishore  
Choudhary, learned APP for the State.

2. The petitioner seeks pre-arrest bail in connection  
with Tilauthu P.S. Case No. 140 of 2024 registered for the  
offence(s) punishable under Section 30(a) of the Bihar  
Prohibition and Excise Act

3. As per the allegation made in the FIR, 10 litres of  
illicit liquor was recovered from a plastic sack allegedly thrown  
by the accused persons including the petitioner.

4. Learned counsel appearing on behalf of the  
petitioner submitted that petitioner is innocent and has falsely  
been implicated in the present case only on the basis of  
suspicion. Learned counsel further submitted that alleged



recovery of the alleged liquor has been made from roadside, which is accessible to anyone. Petitioner has clean antecedent.

5. Learned APP for the State has vehemently opposed the prayer for grant of pre-arrest bail.

6. Considering the nature of allegation and also the fact that recovery of the alleged liquor has been made from roadside, which is easily accessible to anyone, I am of the opinion that petitioner has, *prima facie*, made out a case to be released on pre-arrest bail.

7. The petitioner, above named, is directed to be released on pre-arrest bail, in the event of his arrest or surrender before the Court below within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Judge, Excise Court No.2-cum- Additional District and Sessions Judge, Rohtas at Sasaram in connection with Tilauthu P.S. Case No. 140 of 2024, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

8. The learned District Court is directed to verify the criminal antecedent of the petitioner and if it is found that the petitioner is involved in some other cases, as what has been



stated in paragraph no.3 of the bail application, this order will  
automatically lose its force.

**(Purnendu Singh, J)**

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