

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.57129 of 2024

Arising Out of PS. Case No.-140 Year-2024 Thana- BARGAINIA District- Sitamarhi

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Guddu Yadav @ Guddu Kumar Son of Mahendra Yadav @ Mahendra Rai
R/O Vill.- Masaha Alam, Ward no. 03, P.S.- Bairgania, Dist.- Sitamarhi-
843313

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Surendra Kishore Thakur

For the Opposite Party/s : Ms .Sharda Kumari

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CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

- 2 12-08-2024 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 30(a)(c) of
the Bihar Excise Act.
3. Learned counsel for the petitioner submits that
petitioner has antecedent of seven cases and allegation is of
recovery of 264.9 liters of liquor from two motorcycles.
4. 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
any of the seized motorcycles. It is next submitted that he came to
be implicated at the instance of *Chowkidar* with whom he is on an
inimical term.



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

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 trial court within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 35,000/- (Rupees Thirty Five 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 Bairgania P.S. Case No. 140 of 2024 subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

7. However, it is made clear 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 more than seven cases in that event, the present anticipatory bail order shall not be given effect to.

(Satyavrat Verma, J)

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