

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.79800 of 2024

Arising Out of PS. Case No.-253 Year-2024 Thana- BIHIA District- Bhojpur

Raju Yadav Son of Amawash Yadav, Resident of village- Kalyanpur, PS-
Bihiya, District- Bhojpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ajay Kumar Singh, Advocate

For the Opposite Party/s : Mr.Braj Kishore Pd.(APP)

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

2 04-12-2024 Heard learned counsel appearing on behalf of the
petitioner and the learned APP for the State.

2. The petitioner seeks pre-arrest bail in connection with Bihiya P.S.Case No.253 of 2024, registered for the offence punishable under Section 30(a) of the Bihar Prohibition and Excise (Amendment) Act.

3. As per the allegation made in the FIR, the police got information of selling of country-made liquor in field and seized 20 Ltrs. of country-made *Mahua* liquor. The *Chaukidar* disclosed the name of the petitioner, who managed to flee away from the place of occurrence.

4. Learned counsel appearing on behalf of the petitioner submitted that the petitioner has clean antecedent and nothing has been recovered from the conscious possession of



the petitioner.

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

6. Having considered the rival submissions made on behalf of the parties, as well as, considering the nature of allegation made in the FIR, the petitioner is directed to be released on pre-arrest bail, in the event of his arrest or surrender before the learned district court within a period of four weeks from today, on furnishing bail bond of Rs.25,000/- (Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Judge Excise Court No.1, Bhojpur at Ara/concerned court in connection with Bihiya P.S.Case No.253 of 2024, subject to conditions as laid down under Section 438(2) of the Cr.P.C.

7. 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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