

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.83683 of 2024

Arising Out of PS. Case No.-287 Year-2024 Thana- SISWAN District- Siwan

Jitesh Kumar Yadav @ Jitesh Kumar S/o- Pashuram Yadav Resident Of
Village- Bakhri, Ps- Siswan, Dist- Siwan

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ajay Kumar Tiwary, Advocate
For the Opposite Party/s : Mr. Raj Ballabh Singh, APP

CORAM: HONOURABLE MR. JUSTICE KHATIM REZA
ORAL ORDER

2 11-12-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends arrest in connection with
Siswan P.S. Case No.287 of 2024 dated 14.09.2024 instituted
for the offence punishable under Section 30(a) of the Bihar
Prohibition and Excise Act, 2016.

3. The allegation is of recovery of 70 liters
countrymade liquor from the motorcycle bearing registration
no.BR29T6110.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has been falsely implicated in this
case. It is further submitted that no recovery has been made
either from the conscious possession or from the house of the
petitioner. It is also submitted that petitioner has not been
apprehended from the spot and his name was disclosed by the



local people of the area. It is next submitted that petitioner is not the owner of the seized motorcycle. Lastly, it has been submitted that petitioner has no criminal antecedent.

5. On the other hand, learned A.P.P. for the State has opposed the prayer for anticipatory bail of the petitioner.

6. Having considered the facts and circumstances of the case and submissions of learned counsel for the parties, in the event of arrest / surrender of the petitioner within a period of six weeks from today, in connection with Siswan P.S. Case No.287 of 2024, he will be released on bail upon furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Exclusive Special Judge Excise, Court No.II, Siwan, subject to condition as laid down under Section 438(2) of the Cr.P.C.

(Khatim Reza, J)

Prakash Narayan

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