

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.18572 of 2025

Arising Out of PS. Case No.-439 Year-2024 Thana- PAKARIBARAW District- Nawada

Arvind Kumar @ Arvind Yadav S/o- Ramadhin Yadav Resident of Village-
Baliyari Bujurg, P.S.- Pakaribarawan, District- Nawada,

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Man Mohan Kumar, Adv.

For the Opposite Party/s : Mr. Rajiv Nayan, APP

CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

2 18-04-2025 Heard Mr. Man Mohan Kumar, learned counsel for the
petitioner and Mr. Rajiv Nayan, learned APP for the State.

2. The instant application for anticipatory bail has been
filed by the petitioner apprehending his arrest in connection with
Pakaribarawan P.S. Case No. 439 of 2024 instituted for the
offence under Section 30(a) of the Bihar Prohibition & Excise
Act.

3. The case of the prosecution is that from a jute sack,
altogether 32 liters of country-made liquor was recovered. The
police had an information that the petitioner was involved in
selling liquor. When the police reached near the place of
occurrence, the petitioner managed to escape. His name was
disclosed by the local *chowkidar*.

4. Learned counsel appearing on behalf of the petitioner has
submitted that petitioner is innocent and has committed no



offence. He has falsely been implicated in this case. He also submits that nothing has been recovered from the conscious possession of the petitioner. His name has surfaced only on the basis of statement of local *Chowkidar*. He has no information regarding the recovery. Petitioner is having criminal antecedent of one case which is of different nature.

5. In contra, learned APP appearing for the State opposed the prayer of bail of the petitioner.

6. Having heard learned counsel for the parties and in the facts and circumstances of the case as stated above, this Court is inclined to enlarge the petitioner on bail. The petitioner is directed to surrender in the Court below within a period of four weeks from today and in the event of his arrest or surrender in connection with Pakaribarawan P.S. Case No. 439 of 2024, he will be enlarged on bail 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 Excise Court-1, Nawada subject to the conditions as laid down under section 438(2) of the Cr.P.C.

(Ashok Kumar Pandey, J)

Sudhanshu/-

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