

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.24945 of 2025

Arising Out of PS. Case No.-209 Year-2024 Thana- RAGHUNATHPUR District- Siwan

Vikash Kumar Yadav @ Vikash Yadav S/o Baliser Yadav @ Bairistar Yadav
Resident of Vill- Raghunathpur, P.S.- Raghunathpur, Dist- Siwan

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Kumari Anupam

For the Opposite Party/s : Mr. Shaheen Begum

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

- 2 05-05-2025 1. Heard learned counsel for the petitioner and learned Additional Public Prosecutor for the State.
2. This application for grant of anticipatory bail arises out of Raghunathpur Police Station Case No. 209 of 2024, dated 24.07.2024, disclosing offence under Section 30(a) of the Bihar Prohibition and Excise Act, 2016 (hereinafter referred to as 'the Act').
3. The prosecution case, as per the First Information Report, is that on 24.07.2024, the police got secret information that near the house of one Santosh Singh, co-accused Kanchan Yadav, along with his friends, have stored illicit liquor for the purpose of trading and were transporting it on motorcycles. On such information the police party proceeded towards the place of occurrence and on seeing



the police party the accused persons left their motorcycles behind and started fleeing away and succeeded in the same. The Mahal Chowkidar identified the petitioner and other co-accused persons, who managed to fled away. On search total 145 liters of illicit liquor has been recovered from the sacks loaded on two motorcycles.

4. Learned counsel for the petitioner submits that the petitioner has not committed any offence in the manner alleged and he has been made accused on the basis of secret information. He next submits that the name of the petitioner has been disclosed by the Mahal Chowkidar. He further submits that illicit liquor has been recovered from two motorcycles, but the petitioner is not the owner of the said motorcycles as stated in paragraph-10 of this application.
5. Regards being had to the submission advanced by learned counsel for the parties and taking into consideration the fact that illicit liquor has not been recovered from the vehicle belonging to the petitioner, I am inclined to grant the petitioner privilege of anticipatory bail.
6. This application is, accordingly, allowed.
7. Let the petitioner, above named, in the event of his arrest



or surrender before the Court below within four weeks, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Court No. II, Siwan, in connection with Raghunathpur Police Station Case No. 209 of 2024, subject to the condition laid down under Section 438 (2) of the Code of Criminal Procedure.

(Anil Kumar Sinha, J)

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