

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.36910 of 2025

Arising Out of PS. Case No.-582 Year-2024 Thana- WAJIRGANJ District- Gaya

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Dablu Kumar @ Dharmendra Kumar @ Dablu Kumar Yadav S/O Amrit
Yadav Resident of village- Govardaha, Kathautiya Kewal, Post- Gurpa, P.S-
Fatehpur, Dist.- Gaya.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Arvind Kumar, Advocate
For the State : Mr. Md. Anzarul Haque Sahara, APP

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CORAM: HONOURABLE MR. JUSTICE RAJIV ROY
ORAL ORDER

2 18-06-2025 Heard the parties.

2. The petitioner is apprehending his arrest in connection with Wazirganj P.S. Case No. 582 of 2024 for the offence under Sections 30(a) of the Bihar Prohibition and Excise Act, lodged on 17.08.2024 by the informant, Ramnarayan Yadav.

3. As per the prosecution story, the informant alleged that upon information of selling of the country made liquor, the patrolling team raided the place, one person was apprehended who gave his name as Satendra Kumar and named the others who fled away which included this petitioner. There is recovery/seizure of 65 liters country made liquor from him. This led to the F.I.R.



4. Learned counsel for the petitioner submits that he has no criminal antecedent nor anything recovered/seized from his conscious possession, only because of the confession before the Police stands implicated. Further, he shall be diligently appearing in trial.

5. Learned APP opposes the prayer for bail submitting that the person arrested has named the petitioner.

6. Considering the submissions of the parties as also the fact that the petitioner has no criminal antecedent and nothing has been recovered from his conscious possession, in that background, this Court is inclined to extend him the privilege of anticipatory bail.

7. Let the petitioner be released on bail in the event of arrest or surrender within a period of four weeks from the receipt of this order, on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of like amount each to the satisfaction of learned Exclusive Special Judge, Excise-5, Gaya, in connection with Wazirganj P.S. Case No. 582 of 2024 subject to the conditions as laid down under Section 438(2) of the Cr.P.C., as also with the following conditions:-

(i) one of the bailor should be the family member/relative of the petitioner who shall provide official



document to show his/her bona fide;

(ii) the petitioner shall appear on each and every date before the Trial Court and failure to do so for two consecutive dates without plausible reason will entail cancellation of his/her bail bond by the Trial Court itself;

(iii) the petitioner shall appear before the concerned police station every fortnight for next six months to mark his attendance;

(iv) the petitioner shall in no way try to induce or promise or threat the witnesses or tamper with the evidences, failing which the State shall be at liberty to take steps for cancellation of the bail bonds;

(v) the petitioner shall desist from committing any criminal offence again, failing which the State shall be at liberty to take steps for cancellation of bail bonds.

(Rajiv Roy, J)

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