

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.44481 of 2025

Arising Out of PS. Case No.-38 Year-2025 Thana- Hemjapur District- Munger

Amit Yadav @ Priyanshu Raj S/o Bhoth Yadav @ Mout Yadav @ Bhom Yadav @ Shrikant Prasad Yadav Resident of village- Singhiya, P.S.- Safiyasari, Distt- Munger

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Kumar Kamal Nayan, Adv.

For the Opposite Party/s : Mr. Madan Kumar, APP

CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

2 18-07-2025 Heard Mr. Kumar Kamal Nayan, learned counsel for the petitioner and Mr. Madan Kumar, learned APP for the State.

2.The instant application for anticipatory bail has been filed by the petitioner apprehending his arrest in connection with Hemjapur P.S. Case No. 38 of 2025 instituted for the offence under Section 30(a) of the Bihar Prohibition and Excise Act.

3. The case of the prosecution is that four persons on horses were carrying illegal liquor. It is alleged that one of them was apprehended and he has disclosed the name of this petitioner.

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 from perusal of the seizure list, it will transpire that the recovery was made from Chharspatti South



Bridge, which is an open place. He further submits that nothing has been recovered from petitioner's possession. His name has surfaced in the confessional statement of co-accused. It has lastly been submitted that a statement has been made in para-3 of this petition that the petitioner has got no criminal antecedent.

5. In contra, learned APP appearing for the State has 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 Hemjapur P.S. Case No. 38 of 2025, 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 Judge Excise-I, Munger, 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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