

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.54505 of 2025**

Arising Out of PS. Case No.-288 Year-2025 Thana- UDWANTNAGAR District- Bhojpur

Sandip Kumar Singh @ Hathi Yadav S/o Prithvi Yadav R/o Village - Asani,  
P.S - Udwantnagar, District - Bhojpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Akash Kumar Mishra, Advocate

For the Opposite Party/s : Mr. Bishweshwar Ram, A.P.P.

**CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA**  
**ORAL ORDER**

2      19-08-2025      Heard learned counsel for the petitioner and learned  
A.P.P. for the State.

2. The petitioner apprehends arrest in a case registered  
under Sections 30(a) of Bihar Prohibition and Excise Act.

3. As per the prosecution case, there is recovery of  
107 litres of illicit country made liquor in west of *Banas* river  
near *Hethla* bridge of *Asani* village.

4. Learned counsel for the petitioner submits that  
petitioner is innocent and has falsely been implicated in this  
case merely on suspicion since he has got two criminal  
antecedents of similar nature. Further submission is that the  
alleged recovery has been made from an open place easily  
accessible to anyone. Petitioner was not present at the place of  
occurrence nor he has any concern with the seized illicit liquor.



Nothing has been recovered from the conscious possession of the petitioner. Petitioner has two criminal antecedents of similar nature and in both the cases, petitioner is on bail. Petitioner undertakes to cooperate in the investigation and trial.

5. Learned A.P.P. for the State opposes the prayer for anticipatory bail.

6. Considering the facts and circumstances of the case and submissions of learned counsel for the parties, in the event of arrest or surrender before the Court below within six weeks from today, the petitioner be released on bail upon furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Exclusive Special Excise Judge, Excise Court No. II, Bhojpur at Ara in connection with Udwanthnagar P.S. Case No. 288 of 2025, subject to the conditions as laid down under Section 482(2) of the B.N.S.S., 2023.

(Sunil Dutta Mishra, J)

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