

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.55769 of 2025

Arising Out of PS. Case No.-209 Year-2025 Thana- BARACHATTI District- Gaya

Satyam Kumar Yadav @ Satyam Kumar S/o Late Jagdeo Yadav, R/o Village-
Amsoth, P.S.- Mohanpur, District- Gaya.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Prithivi Raj Singh, Advocate.

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

CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

2 02-09-2025 Heard learned counsel for the petitioner and
learned A.P.P. for the State.

2. The petitioner apprehends his arrest in connection
with Barachatti P.S. Case No.209 of 2025 instituted under
Section 30(a), 41 of Bihar Prohibition and Excise Act.

3. As per the prosecution case, there is recovery of
1755 liter country made English liquor from the Tata-407 Gold
vehicle bearing Registration No. JH-24-H-3921. It is alleged
that the petitioner had bought the said wine from one Suraj
Singh.

4. Learned counsel for the petitioner submits that
petitioner is innocent and has falsely been implicated in this
case. He further submits that the petitioner was not present on
the spot and no incriminating article has been recovered from



his conscious possession and only on the basis of disclosure statement made by the co-accused Prince Kumar, he has been made accused in this case. Learned counsel submits that petitioner is neither the owner nor driver of the seized vehicle and he has no concern with the said vehicle or the seized liquor. He further submits that petitioner has no criminal antecedent and he 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 aforesaid facts and circumstances of the case and submissions of learned counsel for the parties, in the event of arrest or surrender before the concerned Court 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 Judge, Excise-5, Gaya in connection with Barachatti P.S. Case No.209 of 2025, subject to the conditions as laid down under Section 482(2) of the Bharatiya Nagrik Suraksha Sanhita, 2023.

(Sunil Dutta Mishra, J)

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