

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.70964 of 2025

Arising Out of PS. Case No.-155 Year-2025 Thana- KOPA District- Saran

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Dharmnath Kumar Yadav @ Dharmnath Yadav @ Athai Yadav @ Dharmnath
Rai @ Athai S/O Dudhnath Yadav @ Dudhnath Rai Resident of Kopa, P.S.-
Kopa, Dist.- Saran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Basant Kumar Singh
Mr. Vishesh Kumar Singh
For the Opposite Party/s : Mr. Md. Iftekhar Mahmood

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

- 2 15-10-2025 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
Kopa Police Station Case No. 155 of 2025, dated
25.06.2025, disclosing offence punishable under Section
30 (a) of the Bihar Prohibition and Excise Act, 2016.
3. The prosecution case, as per the First Information Report,
is that the police, on secret information that some persons
are indulged in the trade of illicit liquor, reached Bankatta
Road Tower and on seeing the police, three persons tried
to flee away, however the police apprehended two of
them. On search, the police recovered 360 ml. of illicit
liquor from the arrested co-accused persons. On enquiry,



the arrested co-accused persons disclosed that they had purchased the illicit liquor from the petitioner.

4. Learned Counsel for the petitioner submits that the petitioner is innocent and has falsely been implicated in this case on the disclosure of his name by the arrested co-accused persons. He further submits that the petitioner has got no concern with the illicit liquor recovered from the co-accused persons.
5. Regards being had to the submission advanced on behalf of the parties concerned and taking into consideration the fact that the name of the petitioner transpired in the confessional statement of co-accused persons and no illicit liquor has been recovered from the possession and/or premises 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 Special Excise Court No. III, Saran, at Chapra, in connection with Kopa Police Station



Case No. 155 of 2025, subject to the condition laid down under Section 482 (2) of the Bharatiya Nagarik Suraksha Sanhita, 2023.

Prabhakar Anand/-

(Anil Kumar Sinha, J.)

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