

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.72971 of 2025**

Arising Out of PS. Case No.-567 Year-2025 Thana- KATIHAR NAGAR District- Katihar

Vicky Yadav @ Vicky Kumar S/o Banarsi Yadav R/o Village- Sharifganj,
P.S.- Sahayak, District- Katihar Petitioner/s

Versus

The State of Bihar Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Akhauri Kamal Kishore Sahay

For the Opposite Party/s : Mrs. Pronoti Singh

**CORAM: HONOURABLE MR. JUSTICE AJIT KUMAR
ORAL ORDER**

2 16-10-2025 Heard learned counsel for the parties.

2. The petitioner is apprehending his arrest in a case registered for the offences under Sections 30(a) of the Bihar Prohibition and Excise Act.

3. The prosecution case, in short, is that on receiving secret information that the accused persons, including the petitioner, were transporting liquor in a *toto* vehicle, the informant reached the spot. On seeing the police, the petitioner and the other accused persons jumped into the river and fled. Upon a search of the vehicle, police recovered 54 liters of country made liquor.

4. Learned counsel for the petitioner submits that the petitioner is quite innocent and has been falsely implicated in the instant case only on the basis of suspicion. It is further submitted that the petitioner has no concern with the seized liquor. He also has no concern with the seized vehicle. The petitioner is a student, and his career will be jeopardized if he is not extended the



privilege of anticipatory bail. It is lastly submitted that the petitioner has one criminal antecedent akin to the instant case, and he is on bail in that case.

5. Learned APP for the State vehemently opposed the prayer for grant of anticipatory bail.

6. Regard being had to the submission made by the parties, taking into consideration the fact that illicit liquor has not been recovered from the conscious possession of the petitioner, accordingly, this Court is inclined to grant anticipatory bail to the petitioner.

7. Let the petitioner, above named, be released on anticipatory bail in the event of arrest or surrender before the Court below within a period of four weeks from today 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 Excise Court-II, Katihar in connection with Nagar Sahayak P.S. Case No.567 of 2025 subject to the condition as laid down under Section 482(2) of the BNSS, 2023.

(Ajit Kumar, J)

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