

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.73219 of 2025

Arising Out of PS. Case No.-55 Year-2015 Thana- GOVERNMENT OFFICIAL COMP.
District- Nawada

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Jitendra Yadav @ Jitendra Kumar S/o Late Rameshwar Yadav R/o vill -
Siswan Gaus Nagar, P.S.- Nawada Town, Distt.- Nawada

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Bipin Kumar, Advocate

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

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CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 30-10-2025 1. Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends his arrest in a case
registered for the offence punishable under Section 47(a)(f) of the
Bihar Prohibition and Excise Act.

3. Learned counsel for the petitioner submits that
petitioner is a person with clean antecedent.

4. Allegation is of recovery of 40 litres of liquor along
with 400 Kg. of Java Mahua from a place near a river.

5. Learned counsel for the petitioner submits that
petitioner was not arrested from the spot, as such, nothing was
recovered from his conscious possession. It is further submitted
that petitioner came to be implicated based on the secret
information which is the easiest way to implicate some one. It is
next submitted that petitioner was completely unaware that the



instant case has been instituted against him as no endeavours ever was made to arrest him.

6. Learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioner and submits that the case is of the year 2015 and the petitioner at his leisure has moved before this Court for seeking anticipatory bail.

7. Learned counsel for the petitioner, at this stage, seeks permission to withdraw the anticipatory bail application with liberty to the petitioner to surrender and seek regular bail.

8. Permission is accorded.

9. Accordingly, the anticipatory bail application is dismissed as withdrawn in connection with G.O. Case No. 55 of 2015 (Excise Case No. 1850 of 2015) pending in the Court of learned Exclusive Special Judge, Excise-2, Nawada/Successor Court.

10. It is made clear that if any application on behalf of the petitioner is filed seeking regular bail, the learned trial court shall decide the case on its own merit without being influenced by the fact that petitioner before this Court has withdrawn the anticipatory bail application.

(Satyavrat Verma, J)

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