

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.2170 of 2026

Arising Out of PS. Case No.-181 Year-2025 Thana- BRAHMPUR District- Buxar

Ramesh Yadav @ Ramesh Kr. Yadav, S/o Late Ramakant Yadav Resident of
Village - Mahaji Dera Jwahi Diyar, P.S - Haldi, District - Balia, State - Uttar
Pradesh

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Akhilesh Kr Pandey, Advocate

For the Opposite Party/s : Mr. Khurshid Anwar, APP

CORAM: HONOURABLE MR. JUSTICE SOURENDRA PANDEY
ORAL ORDER

2 06-02-2026 Heard learned counsel for the petitioner and learned A.P.P.
for the State.

2. Petitioner apprehends his arrest in connection with
Brahmpur P.S. Case No. 181 of 2025 registered for the offences
under Sections 191(2), 191(3), 109, 132, 324(4) of the Bharatiya
Nyaya Sanhita, 2023 and Sections 27, 26 and 35 of Arms Act, 1959.

3. The allegation against the petitioner is that a car was
intercepted and total 147.780 liters of foreign liquor and five
cartridges were recovered and it is alleged that around 30 to 35
named persons, along with 10 to 15 unknown persons, came there
and tried to get the car free from the clutches of the police, however,
their efforts failed and they fled away.

4. Learned counsel for the petitioner submits that the
petitioner has falsely been implicated in this case among those 35



named accused persons. It has further been submitted that nothing has been recovered from the conscious possession of the petitioner and the car also does not belong to the petitioner. It has next been submitted that there are no specific allegations against the petitioner. It has lastly been submitted that the petitioner has clean antecedent.

5. The learned A.P.P. has vehemently opposed the prayer for bail.

6. Considering the facts and circumstances of the case and the submissions advanced on behalf of the parties, let the petitioner above named be released on anticipatory bail, in the event of arrest or surrender before the learned Court below within a period of four weeks from today, on furnishing bail bonds of Rs.10,000/-(ten thousand) with two sureties of the like amount each to the satisfaction of the learned Court below where the case is pending/successor court in connection with Brahmpur P.S. Case No. 181 of 2025, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure read with corresponding Section 482(2) of B.N.S.S. as well as subject to the following conditions:-

(i) One of the bailors of the petitioner shall be his close relative.

(ii) The petitioner shall remain physically present in Court on each date of the trial.

(iii) In case of absence on two consecutive dates or in violation of the terms of the bail, the bail bond of the petitioner will be liable to be cancelled by



the court concerned.

(iv) If the petitioner is found involved in similar nature of offence in future, the prosecution shall be at liberty to move for cancellation of his bail bond.

(v) The learned Court below shall verify the criminal antecedent of the petitioner and in case at any stage it is found that the petitioner has concealed his criminal antecedent, the court below shall take step for cancellation of bail bond of the petitioner. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

7. Accordingly, the prayer for bail is allowed.

8. It is made clear that the observation, if any, made in this order, shall be of no bearing during the trial.

(Sourendra Pandey, J)

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