

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.8193 of 2026**

Arising Out of PS. Case No.-275 Year-2025 Thana- MALAHI District- East Champaran

Ashok Yadaw Son of Ghamandi Yadaw @ Ghamandi Sah Resident of  
Village- Majhariya (Mazariya), P.S.- Malahi, District- East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

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

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

**CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH**  
**ORAL ORDER**

2      17-02-2026                      Heard Mr. Karandeep Kumar, learned counsel  
appearing on behalf of the petitioner and Mr. Upendra Kumar,  
learned APP for the State.

2. The petitioner seeks pre-arrest bail in connection  
with Malahi P.S. Case No. 275 of 2025 registered for the  
offence(s) punishable under Section 30(a) of the Bihar  
Prohibition and Excise Act.

3. As per the allegation made in the FIR, 69.120  
litres of illicit liquor was recovered from the sacks allegedly  
thrown by the petitioner.

4. Learned counsel appearing on behalf of the  
petitioner submitted that petitioner is innocent and has falsely  
been implicated in the present case. Name of the petitioner has  
surfaced in this case on the basis of confessional statement of



co-accused Ramdheni Yadav and confessional statement made before police has no evidentiary value. Petitioner has no concern either with the apprehended person or with the seized liquor.

5. Learned APP for the State vehemently opposed the prayer for grant of pre-arrest bail.

6. Having considered the rival submissions made on behalf of the parties, as well as, having perused the allegation made in the FIR and the fact that the name of the petitioner has surfaced in this case on the basis of confessional statement of co-accused and confessional statement made before police has no evidentiary value and also the fact that the State has failed to implement its liquor policy in its true spirit, I am of the opinion that petitioner has, *prima facie*, made out a case to be released on pre-arrest bail.

7. The petitioner, above named, is directed to be released on pre-arrest bail, in the event of his arrest or surrender before the learned District Court 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 Concerned Court where the case is pending in connection with Malahi P.S. Case No. 275 of 2025, subject to the conditions as laid down under Section 482(2) of



the BNSS.

8. The learned District Court is directed to verify the criminal antecedent of the petitioner and if it is found that the petitioner is involved in some other cases, as what has been stated in paragraph no.3 of the bail application, this order will automatically lose its force.

**(Purnendu Singh, J)**

Sanjay/-

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