

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.7078 of 2026

Arising Out of PS. Case No.-185 Year-2025 Thana- BAHADURGANJ District- Kishanganj

Manoj Yadav @ Manoj Kumar Yadav Son of Doman Yadav Resident of
Village- Dhanpura ward no. 04, P.S.- Jokihat, District- Araria

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rajeev Ranjan, Advocate

For the Opposite Party/s : Mr. Suresh Prasad Singh, APP

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

2 04-02-2026 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner apprehends his arrest in connection with Bahadurganj P.S. Case No. 185 of 2025, Special Case No. 103 of 2025 instituted for the offences punishable under Sections 30(a), 41, 47 of the Bihar Prohibition and Excise Act.

3. The prosecution case, in short, is that total 287.4 litres of liquor was recovered from Scorpio car.

4. Learned counsel for the petitioner submitted that the petitioner has falsely been implicated in the present case. It is further submitted that the name of the petitioner has transpired as being the owner of the vehicle in question and has no knowledge regarding the goods loaded in the vehicle. Petitioner



has no concern with the alleged recovery. Learned counsel, therefore, submitted that prima-facie, no case is made out against the petitioner. The petitioner has three criminal antecedents. There is no compliance of Section 103 of the Bharatiya Nagarika Suraksha Sanhita, 2023.

5. Learned APP for the State has vehemently opposed the prayer for grant of bail to the petitioner stating that petitioner bears three criminal antecedents of similar nature.

6. Considering the aforesaid facts and circumstances of the case as also petitioner having three criminal antecedent of similar nature, this Court is not inclined to grant anticipatory bail to the petitioner.

7. Accordingly, the prayer for grant of anticipatory bail to the petitioner is, hereby, rejected.

8. However, if the petitioner surrenders before the learned court below within a period of six weeks from today and prays for regular bail, the same shall be disposed of on its own merit without being prejudiced by this order.

(Rudra Prakash Mishra, J)

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