

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.9141 of 2026

Arising Out of PS. Case No.-350 Year-2021 Thana- SIDHWALIYA District- Gopalganj

Munna Yadav @ Pradeep Prem Yadav @ Prem Yadav @ Prem Kumar Yadav
S/o Lal Babu Yadav R/o Village- Kund Supauli, P.S- Sidhawaliya, Dist-
Gopalganj. Petitioner/s

Versus

The State of Bihar. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Dewanand Tiwari, Advocate

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

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

2 13-02-2026 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

2. The accused/petitioner is named in the FIR and apprehending his arrest in connection with Sidhwaliya P.S. Case No. 350 of 2021 registered under Sections 272, 273, 414, 120-B read with 34 of the Indian Penal Code and Section 30(a) of the Bihar Prohibition and Excise Amendment Act, 2018.

3. Allegation against the petitioner is to engage in illegal trade/manufacturing of illicit liquor, where there is recovery of 80 liters of IMFL/country-made liquor from the place of occurrence.

4. It is submitted by learned counsel appearing for the petitioner that the name of petitioner transpired in this



case on the basis of disclosure of apprehended co-accused, namely, Nikesh Kumar and Bikesh Kumar., who disclosed that they are in process to deliver the seized illicit liquor to this petitioner also. It is submitted that merely on the basis of suspicion, this petitioner was implicated with present case. It is also pointed out that admittedly recovery was not made from physical possession of this petitioner and, moreover petitioner found involved in two more criminal cases but of different nature, where he is on bail.

5. Learned APP opposed the prayer of anticipatory bail.

6. In view of aforesaid factual submissions and by taking note of fact, as the recovery of illicit liquor *prima facie* not appears to be made from physical possession of this petitioner, accordingly, the petitioner, above-named, is directed to be released on bail, in the event of his arrest or surrender in the court below within a period of four weeks, on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned District and Additional Sessions Judge-XIII-cum-



Special Excise Court No.1, Gopalganj in connection with
Sidhwaliya P.S. Case No.350 of 2021, subject to the
conditions as laid down under Section 438(2) of the
Cr.P.C/under Section 482(2) of the BNSS.

(Chandra Shekhar Jha, J)

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