

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.18165 of 2026

Arising Out of PS. Case No.-283 Year-2024 Thana- CHAKAND District- Gaya

Arbind Yadav @ Arvind Yadav S/o Late Shayamdeo Yadav Resident of
village - Delli Bigha, P.S.- Belaganj, Distt.- Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rabia Gulnaz, Advocate

For the Opposite Party/s : Mr. Sangeeta Sharma, APP

CORAM: HONOURABLE MR. JUSTICE RITESH KUMAR

ORAL ORDER

2 25-03-2026 Heard the learned counsel for the petitioner and the
learned APP for the State.

2. The petitioner is apprehending his arrest in connection with Chakand P.S. Case No. 283 of 2024 for allegedly having committed an offence under Section 30(a) of the Bihar Prohibition and Excise Act.

3. As per the prosecution case, while the informant was on patrolling duty, he got secret information with regard to transportation of illicit wine and on such information, he intercepted a motorcycle which was coming from Desin Bigha N.H.-83. However, upon seeing the police party, the person started fleeing away but was apprehended by the Police. Upon search of the motorcycle, total 130 litres of country made *mahua* liquor was recovered.



4. The learned counsel for the petitioner submits that the petitioner is innocent and his name transpired during course of investigation. The petitioner has got no concern with the alleged seized liquor and the motorcycle also does not belong to the petitioner. While preparing the seizure list, the provisions contained under Section 103 of the B.N.S.S. was even not followed. The petitioner is having three criminal antecedents of similar nature in which he is on bail.

5. The learned APP for the State vehemently opposes the prayer for bail of the petitioner and submits that the petitioner is a habitual offender and he is named in three other cases of similar nature.

6. Having heard the learned counsel for the parties, let the petitioner, above named, in the event of arrest or surrender within a period of eight weeks, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Exclusive Special Excise Court No.4, Gaya in connection with Chakand P.S. Case No. 283 of 2024, subject to the conditions as laid down under Section 482(2) of the B.N.S.S., with further condition:

(1) The learned Court concerned shall verify the



criminal antecedent of the petitioner and in case at any stage, it is found that the petitioner has concealed his criminal antecedents, the court concerned shall take steps 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.

(Ritesh Kumar, J)

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