

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.17651 of 2026

Arising Out of PS. Case No.-78 Year-2026 Thana- MADHEPURA District- Madhepura

Pravin Yadav @ Chhaila Yadav Son of Siho Yadav @ Kishor Yadav R/o
Village - Mathahi, ward no 03, P.S. - Madhepura District - Madhepura

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Pawan Kumar

For the Opposite Party/s : Mr.Gulnar Begum

CORAM: HONOURABLE MR. JUSTICE AJIT KUMAR
ORAL ORDER

2 25-03-2026 Heard learned counsel for the petitioner and
learned Additional Public Prosecutor for the State.

2. The petitioner is apprehending his arrest in connection with Madhepura P.S. Case No. 78 of 2026, F.I.R dated 23.01.2026 registered for the offences punishable under Section 30(a) of the Bihar Prohibition and Excise Amendment Act, 2022.

3. As per the prosecution case, from the written report of informant, during night patrolling on 22.01.2026, the police received secret information around 1:50 AM on 23.01.2026 that Pravin Yadav @ Chhaila Yadav had stored illegal liquor at his residence. Acting on this, the police reached his house, where one person fled on seeing them and escaped despite being chased. Upon search of the premises, a total of 108.9 litres of



country-made foreign liquor was recovered from the petitioner's cattle shed.

4. Learned counsel for the petitioner submits that the recovery of illicit liquor has been made from the cattle shed of the petitioner, which is an open place and accessible to general public. Petitioner is a man of clean antecedent. It is also submitted that there has been violation of mandatory provisions of law as available under Sections 103 & 105 of the BNSS while preparing the seizure.

5. Learned APP for the State opposes the prayer for anticipatory bail application.

6. Regard being had to the submission made by the parties, taking into consideration of the fact as illicit liquor has been recovered from an open place i.e., cattle shed, petitioner is a man of clean antecedent, accordingly, this Court is inclined to grant anticipatory bail to the petitioner.

7. Let the petitioner, above named, be released on anticipatory bail in the event of arrest or surrender before the court below 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 DASJ Vth cum Special Judge, Excise Court 1st Madhepura in connection with Madhepura P.S. Case No. 78 of 2026 subject to the condition as laid down under Section 482(2) of the B.N.S.S., 2023.

(Ajit Kumar, J.)

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