

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.44893 of 2026

Arising Out of PS. Case No.-18 Year-2026 Thana- EXCISE MAHAMMADPUR District-
Gopalganj

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Pappu Yadav @ Pappu Kumar Yadav S/o- Anil Yadav @ Anil Kumar Yadav
R/o Village- Jadopur Dukhharan, P.S.- Yadopur, District- Gopalganj, Bihar.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

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Appearance :

For the Petitioner : Mr. Aman Kumar, Advocate
For the Opposite Party : Mr. Sanjay Kumar, APP

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CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

2 08-07-2026 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 Mohammadpur Excise P.S. Case No.18 of 2026 registered under Sections 30(a) and 32(c) of Bihar Prohibition and Excise Act, 2018.

3. Allegation against the petitioner is to engage in illegal trade/manufacturing of illicit liquor, where there is recovery of 8.64 litres of IMFL/country-made liquor.

4. It is submitted by learned counsel appearing for the petitioner that recovery of alleged illicit liquor was made from a motorcycle, bearing Registration No. BR28W 0717,



which was involved in carrying illegal consignment of liquor. It is also submitted that name of this petitioner arrayed solely on the disclosure made by the apprehended co-accused. It is further submitted that petitioner is neither connected in any manner with the alleged liquor nor was he present at the spot and it can be safely said that recovery of illicit liquor was not made from conscious possession of this petitioner. Explaining criminal antecedent, it is submitted that the petitioner found involved in four more criminal cases, where he is on bail.

5. Learned APP opposed the prayer of anticipatory bail to the petitioner.

6. In view of aforesaid factual submissions and by taking note of the fact as recovery of illicit liquor *prima facie* not appears to be made from physical possession of this petitioner, accordingly, the petitioner, above-named, in the event of his arrest or surrender in the court below within a period of four weeks from today, is directed to be released on bail 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 Court of Exclusive Special Excise Court No. II, Gopalganj, in connection with Mohammadpur Excise P.S. Case No.18 of 2026, subject to the conditions as laid down under Section 438(2) of the CrPC/under Section 482(2) of the BNSS.

(Chandra Shekhar Jha, J.)

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