

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.45621 of 2026

Arising Out of PS. Case No.-132 Year-2026 Thana- KOCHAS District- Rohtas

Abhinandan Yadav @ Kariya Son of Nirmal Singh @ Nirmal Yadav Resident
of Village- Ojhwalia, P.S.- Kochas, District- Rohtas

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr. Shashi Kant, Adv.

For the Opposite Party : Mr. Gulnar Begum, APP

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

2 10-07-2026 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 Kochas P.S. Case
No.132 of 2026 registered under Section 30(a) Bihar
Prohibition and Excise Act.

3. Allegation against the petitioner is to engage in
illegal trade/manufacturing of illicit liquor, where there is
recovery of 25.815 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 *nala* which is an open place accessible to general



public. It is also submitted name of petitioner arrayed solely on the disclosure made by the local *chowkidar*. It is further submitted that petitioner was not apprehended at the spot and it can be safely said that recovery of illicit liquor was not made from conscious possession of this petitioner. It is further submitted that the seizure list also appears doubtful being not supported by independent witnesses rather than by police personnel. Explaining criminal antecedent, it is submitted that the petitioner found involved in two more criminal cases of similar nature, 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 Exclusive Special Judge, Excise Court No. 2, Rohtas at Sasaram, in connection with Kochas P.S. Case No.132 of 2026, subject to the conditions as laid down under Section 482(2) of the BNSS.

(Chandra Shekhar Jha, J.)

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