IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.77468 of 2026

CNR No. BRHC011114092026

Arising Out of PS. Case No.-308 Year-2020 Thana- SHRIKRISHNAPURI District- Patna

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Arun Yadav @ Arun Kumar Son of Umesh Yadav @ Umesh Rai Resident of Mohalla - Basawan Park, Shri Krishnapuri, P.S.- Shri Krishnapuri, District - Patna.

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Chhote Lal Mishra
For the Opposite Party/s : Mr. Sanjay Kumar

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CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA

ORAL ORDER

2 30-10-2026 1. Heard learned counsel for the petitioner and learned A.P.P. for the State.

2. The petitioner apprehends his arrest in a case registered for the offence punishable under Section 414/34 IPC and Section 30(a) of Bihar Prohibition and Excise Act, 2018.

3. Learned counsel for the petitioner submits that petitioner is a person with clean antecedent and allegation is of recovery of 15.825 litres of liquor from different places as detailed in the FIR including 2.252 litres of liquor from tea stall of petitioner and a motorcycle was seized.

4. Learned counsel for the petitioner submits that petitioner was not arrested from the spot as such nothing was

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recovered from his conscious possession and is not the onwner of the seized vehicle and he came to be implicated based on the secret information which is the easiest way to implicate someone, without holding a proper investigation. It is also submitted that though it is alleged that 2.250 litres of liquor was seized from the tea-stall of the petitioner but then the same was seized from a place adjacent to the tea-stall.

5. Learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioner.

6. Considering the submissions made by the learned counsel for the petitioner, the petitioner above-named, in the event of his arrest or surrender within a period of six weeks from today, be released on provisional anticipatory bail on furnishing bail bonds of Rs.500/- (Rupees five hundred) with two sureties of the like amount each to the satisfaction of the learned trial court where the case is pending/successor court in connection with Sri Krishnapuri P.S. Case No.308 of 2020, subject to the conditions as laid down under Section 482(2) of the B.N.S.S.

7. It is made clear that the learned trial court thereafter shall verify the criminal antecedents of the petitioner and in the event if it is found that petitioner has antecedent of even one

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case, in that event, it would be presumed that petitioner had concealed his antecedent before this court, as such, the provisional anticipatory bail order shall not be confirmed but if on verification it is found that petitioner is a person with clean antecedent, in that event the provisional anticipatory bail order shall be confirmed forthwith.

(Satyavrat Verma, J)

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