

In the Court of P.O. Exclusive Spl. Excise Court-I, Supaul
Supaul P.S Case No. 358/2026, S.T. Excise No. 516/2026
State vs. Nageshwar Yadav @Nago Yadav

Anticipatory Bail Application No. 924/2026

Ld. Counsel for defence- Shri Johar Mandal, Ld. Adv.
Ld. Counsel for Prosecution- Shri Binay Bhushan Singh, Ld. Spl. P.P.

Date	Order with signature of the Judge	Remarks
29.06.2026	The present Anticipatory Bail Application has been filed by the applicant-accused Nageshwar Yadav @Nago Yadav who has apprehension of arrest in a case Supaul P. S. Case No. 358/2026 registered under section 30(a) Bihar Prohibition and Excise Act. Ld. Counsel for defence has pressed the bail petition and submitted that the applicant-accused is innocent and has committed no offence. The applicant-accused has not filed any bail application in any court apart from this court. There is no criminal antecedent against the applicant-accused. The applicant-accused is not concerned with the seized liquor and motorcycle in this case. The instant case is totally false. It is, therefore, prayed by Ld. Counsel for defence to release the applicant accused on bail. Ld. Spl. P.P has vehemently opposed the bail petition and prayed to reject the bail petition. The prosecution story in brief is that the informant Sunil Kumar S.I., proceeded on Evening-patrolling on 26.05.2026 at 17:00 O' clock	Cont ^d

<u>Cont^d....</u> 29.06.2026	along with police forces. During patrolling, at 19:00 O' clock, when he was crossing Gajna Chowk, he received a secret information that Nageshwar @Nago Yadav was about to come towards Bairiya Manch with Desi Chulai liquor on his motorcycle. After informing the senior officials, he reached near Bairiya Manch along with Mahal Chowkidaar 2/1 Pintu Kumar Paswan for verification of the information received and started checking vehicles. At 19:30 O' clock, he saw a person going from Balwa via Bairiya Manch towards 5720 on a Black coloured motorcycle. It was directed to stop but the driver turned the motorcycle and started running. An attempt was made to catch him with the help of police forces, but he left the motorcycle and fled away. On enquiry, Mahal Chowkidaar and Local people revealed the name of the escaped person as Nageshwar @Nago Yadav. Some persons gathered there who were requested to be an independent search witness to which they denied. After that Home Guard - 349411 Arun Kumar Singh and Home Guard - 341726 Mithiles Kumar of the raiding party, were made seizure-list witnesses. After giving his Jama-Talashi and his team, they started searching the Black coloured Glamour motorcycle. During search, 10 litre Desi Chulai liquor was recovered from 10 White coloured plastic. Thereafter, the recovered liquor and Glamour motorcycle bearing Chassis No. MBLJAW211MGK03437 and Engine No. JA07AFMGK02014 were seized and a seizure-list was prepared before both the independent witnesses who voluntarily made their signature on it. Heard both the parties and carefully perused the case record. On perusal it transpires that the applicant-accused is named in the FIR, who fled away from the place of occurrence, on seeing the police	Cont^d....
---	--	-----------------------------

Cont^d....
29.06.2026

forces. According to the FIR there is an allegation of transportation of 10 litre Desi Chulai liquor by the Glamour motorcycle bearing Chassis No. MBLJAW211MGK03437 and Engine No. JA07AFMGK02014. Therefore, the provisions of Bihar Prohibition and Excise Act 2016 are attracted against the applicant-accused. The case is still under investigation.

In these facts and circumstances, this court is not inclined to give privilege of anticipatory bail to the applicant-accused. Accordingly, the anticipatory bail application of the applicant-accused **Nageshwar Yadav @Nago Yadav** is hereby **rejected**.

Dictated

Sd/-

Abhishek Kumar Mishra

P.O., Exclusive Spl. Excise Court-I, Supaul