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IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.47523 of 2014

Arising Out of PS.Case No. -112 Year- 2014 Thana -DEEPNAGAR District- NALANDA (BIHARSHARIFF)

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Pintu Kumar S/o Late Chhote Singh, Resident of village- Pawa, P.S. Deepnagar, District- Nalanda.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr.
For the Opposite Party/s : Mr.

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CORAM: HONOURABLE MR. JUSTICE AHSANUDDIN AMANULLAH

ORAL ORDER

3. 21.05.2015 Heard learned counsel for the petitioner and learned A.P.P. for the State.

The petitioner apprehends arrest in Deepnagar P.S. Case No. 112 of 2014 dated 26.05.2014 instituted under Sections 272/273/290 of the Indian Penal Code and 47A of the Excise Act, 1944.

The allegation against the petitioner and others is that they were running the business of manufacturing illicit liquor and equipment along with 950 litres of spirit has been recovered.

Learned counsel for the petitioner submits that neither he was caught at the spot nor was identified by anybody and only on suspicion he has been made accused. It is further submitted that no person from the village had been

called to become seizure list witness. It is submitted that even the allegation that the petitioner had gone to jail earlier is falsified as he has clean antecedent.

Learned A.P.P. opposes the prayer for anticipatory bail and submits that as per the allegation the petitioner and others were illegally occupying the hostel room and huge amount of spirit as well as manufacturing equipment has been recovered and there is no cogent explanation of any false implication.

Considering the facts and circumstances of the case and submissions of learned counsel for the parties, the Court is not inclined to enlarge the petitioner on anticipatory bail.

The application, accordingly, stands dismissed.

(Ahsanuddin Amanullah, J.)

P. Kumar

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